

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

TWENTY-SIXTH DAY'S PROCEEDINGS

**Thirty-Second Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Thursday, May 11, 2006

The Senate was called to order at 1:30 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. President	Duplessis	Michot
Adley	Dupre	Mount
Amedee	Ellington	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Dardenne	McPherson	
Total - 35		

ABSENT

Fields	Hollis
Gautreaux B	Marionneaux
Total - 4	

The President of the Senate announced there were 35 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Scott Bledsoe, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Bajoie, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

**Petitions, Memorials and
Communications**

The following petitions, memorials and communications were received and read:

STATE OF LOUISIANA
Office of the Commissioner

April 21, 2006

The Honorable Don Hines, President

Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804

Dear Senator Hines:

Pursuant to R. S. 42:803, I hereby appoint Mr. Tommy D. Teague as chief executive officer of the Office of Group Benefits.

In accordance with the mandates of the Louisiana Constitution and Title 36 of the Louisiana Revised Statutes, I am submitting the following information on Mr. Teague and respectfully requesting Senate confirmation of his appointment.

CHIEF EXECUTIVE OFFICER OF THE OFFICE OF GROUP BENEFITS

(Effective March 1, 2006)

Tommy D. Teague
5825 Florida Blvd.
Baton Rouge, LA 70806

Thank you in advance for your consideration of this request. Please contact my office should you need additional information.

Sincerely,
Jerry Luke LeBlanc
Commissioner of Administration
Division of Administration

TREASURER OF THE STATE OF LOUISIANA

April 27, 2006

Honorable Donald Hines
President of the Senate
State of Louisiana
Post Office Box 94183
Baton Rouge, Louisiana 70804

Re: Confirmation of James H. Napper, II
Louisiana Citizens Insurance Corp. Board of Directors
Designee

Dear President Hines:

In accordance to Act No. 13 of the 2006 First Extraordinary Session and pursuant to R.S. 22:1430.3(E) requiring confirmation of designees of elected official members of the Board of Directors of the Louisiana Citizens Property Insurance Corporation, I hereby request that your procedures for such confirmation or consent be initiated for the following individual, to-wit:

James H. Napper, II - Executive Counsel and Assistant State
Treasurer (as designee of State Treasurer,
John Kennedy)

If we need to do anything else to get these procedures started, please let me know. Otherwise, we will wait to here from your staff.

Very truly yours,
John N. Kennedy
State Treasurer

STATE LIBRARY OF LOUISIANA

March 30, 2006

The Honorable Donald E. Hines
President of the Senate
State Capitol
P. O. Box 94183
Baton Rouge, LA 70804

Dear Senator Hines:

The State Library Board of Commissioners requests Senate confirmation of the appointment of Ms. Rebecca Hamilton to the position of State Librarian, State Library of Louisiana (Assistant Secretary, Office of the State Library, Department of Culture,

Recreation and Tourism).

Under La. R.S. 25:4-7 and La. R.S. 36:207(2) (copies enclosed) the State Library Board of Commissioners appoints the assistant secretary for the Office of the State Library with the consent of the Senate.

Former State Librarian Thomas Jaques retired on July 5, 2005, and Ms. Hamilton has been serving in that capacity ever since. From that moment, and particularly in light of the recent natural disasters' impact on public libraries throughout Louisiana, Ms. Hamilton has performed her duties in accordance with the highest standards.

Your consideration of this request is appreciated.

Sincerely yours,
Patricia M. Preis, Chair
State Library Board of Commissioners

OFFICE OF THE LIEUTENANT GOVERNOR
State of Louisiana

March 14, 2006

Senator Donald E. Hines, M.D.
President, Louisiana State Senate
P.O. Box 94183
Baton Rouge, LA 70804

Re: Senate Confirmation

Dear Senator Hines:

In accordance with R.S. 36:206, I hereby appoint Ms. Julie Samson to the position of Undersecretary of the Department of Culture, Recreation and Tourism effective July 26, 2005.

Ms. Julie Samson
P.O. Box 44272
Baton Rouge, LA 70804

I respectfully submit this to you for consideration of confirmation. Should you have any questions, please do not hesitate to contact me.

Sincerely,
Mitchell J. Landrieu

LOUISIANA ECONOMIC DEVELOPMENT
State of Louisiana

March 31, 2006

The Honorable Don Hines
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804

Dear Senator Hines:

In accordance with R.S. 36:105, I hereby appoint Ms. Fran Gladden as Deputy Secretary of the Department of Economic Development, effective November 7, 2005. I am submitting the following information about Ms. Gladden and respectfully request Senate confirmation on her appointment.

Deputy Secretary of Economic Development
(Effective November 7, 2005)
Ms. Fran Gladden
P.O. Box 94185
Baton Rouge, LA 70804

Thank you in advance for your consideration of this request. Please contact my office should you need additional information.

Sincerely,
Michael J. Olivier
Secretary

LOUISIANA DEPARTMENT OF INSURANCE

August 5, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Sandra C. Adams for membership to the Louisiana Health Care Commission, effective August 4, 2005. The current study period ends June 30, 2007. Ms. Adams represents the Louisiana Coalition for Maternal and Infant Health.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

November 21, 2005

The Honorable Don Hines
President of the Senate
P.O. Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Commission (LHCC) was created in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Glenn A. Ally for membership to the Louisiana Health Care Commission, effective November 18, 2005. The current study period ends June 30, 2007. Dr. Ally represents the Louisiana Psychological Association.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a members of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 13, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Coletta C. Barrett for membership to the Louisiana Health Care Commission, effective July 12, 2005. The current study period ends June 30, 2007. Ms. Barrett represents the Louisiana Hospital Association.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 20, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Leah Barron for membership to the Louisiana Health Care Commission, effective July 1, 2005. The current study period ends June 30, 2007. Ms. Barron represents Louisiana Health Plan.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 27, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate

Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Warren Benoit for membership to the Louisiana Health Care Commission, effective July 26, 2005. The current study period ends June 30, 2007. Mr. Benoit is an At Large member, appointed by Commissioner J. Robert Wooley.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

August 5, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Aaron W. Brace for membership to the Louisiana Health Care Commission, effective August 4, 2005. The current study period ends June 30, 2007. Mr. Brace represents the Louisiana Association of Health Plans.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 12, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

May 11, 2006

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Scott Broussard for membership to the Louisiana Health Care Commission, effective July 8, 2005. The current study period ends June 30, 2007. Mr. Broussard represents the Louisiana Nursing Home Association.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

August 9, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the following attached appointments for membership to the Louisiana Health Care Commission, effective August 8, 2005. The current study period ends June 30, 2007.

L. Philip Caillouet, Ph.D., representing the University of Louisiana System (University of Louisiana at Lafayette).

Thomas R. Fairley, O.D., representing the Optometry Association of Louisiana. Dr. Fairley replaces Edwin F. Adams, O.D. on the LHCC.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

August 1, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Julie T. Cherry for membership to the Louisiana Health Care Commission, effective July 29, 2005. The current study period ends June 30, 2007. Ms. Cherry represents the Louisiana AFL-CIO.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

August 8, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Kathy Chittom for membership to the Louisiana Health Care Commission, effective August 5, 2005. The current study period ends June 30, 2007. Ms. Chittom represents the Chiropractic Association of Louisiana.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 26, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Kelly

Cox for membership to the Louisiana Health Care Commission, effective July 1, 2005. The current study period ends June 30, 2007. Mr. Cox represents the Louisiana Association of Health Underwriters.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

August 16, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Steven H. Deist for membership to the Louisiana Health Care Commission, effective August 15, 2005. The current study period ends June 30, 2007. Mr. Deist represents the National Federation of Independent Businesses.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

August 10, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Kerry B. Drake for membership to the Louisiana Health Care Commission, effective August 9, 2005. The current study period ends June 30, 2007. Mr. Drake represents the Louisiana Association of Insurance and Financial Advisors.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

September 12, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Curt Eysink for membership to the Louisiana Health Care Commission, effective September 9, 2005. The current study period ends on June 30, 2007. Mr. Eysink represents Louisiana's Medicare Peer Review Organization as designated by the Health Care Financing Administration (Louisiana Health Care Review, Inc.)

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 25, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Donna D. Fraiche for membership to the Louisiana Health Care Commission, effective July 1, 2005. The current study period ends June 30, 2007. Ms. Fraiche is an At Large member, appointed by Commissioner J. Robert Wooley.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as

they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

August 23, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
P.O. Box 94183
Baton Rouge, LA 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the following attached appointment for membership to the Louisiana Health Care Commission:

Holley Galland, M.D. representing the Louisiana Council on Human Relations effective August 17, 2005

Veronica F. Gray, representing the National Association for the Advancement of Colored People effective August 22, 2005. Ms. Gray replaces Mr. Alvin Washington on the LHCC.

Sabrina B. Heltz, representing a domestic mutual, nonprofit health service and indemnity company (Blue Cross Blue Shield of Louisiana) effective August 19, 2005.

The current study period ends June 30, 2007.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 12, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for David R. Heitmeier, O. D. for membership to the Louisiana Health Care Commission, effective July 8, 2005. The current study period ends

June 30, 2007. Dr. Heitmeier is an At Large member, appointed by Commissioner J. Robert Wooley.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

November 8, 2005

The Honorable Don Hines
President of the Senate
P.O. Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Commission (LHCC) was created in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Ralph Jonathan Henderson for membership to the Louisiana Health Care Commission, effective November 4, 2005. The current study period ends June 30, 2007. Dr. Henderson represents the Louisiana State Medical Society.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a members of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 6, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for A. J. Herbert for membership to the Louisiana Health Care Commission, effective July 1, 2005. The current study period ends June 30, 2007. Mr. Herbert is an At Large member, appointed by Commissioner J. Robert Wooley.

Enclosed is the completed questionnaire and a list of the current

members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

February 13, 2006

The Honorable Don Hines
President of the Senate
P.O. Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Commission (LHCC) was created in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Karl L. Kleinpeter for membership to the Louisiana Health Care Commission, effective February 10, 2006. The current study period ends June 30, 2007. Mr. Kleinpeter represents the Louisiana Physical Therapy Association.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a members of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

August 8, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Charles E. Lea for membership to the Louisiana Health Care Commission, effective August 8, 2005. The current study period ends June 30, 2007. Mr. Lea represents America's Health Insurance Plans.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of

your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 27, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Rhonda Litt for membership to the Louisiana Health Care Commission, effective July 26, 2005. The current study period ends June 30, 2007. Ms. Litt represents the Louisiana Primary Care Association.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 14, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Romell J. Madison, D.D.S. for membership to the Louisiana Health Care Commission, effective July 1, 2005. The current study period ends June 30, 2007. Dr. Madison represents the National Dental Association.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director

May 11, 2006

Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 6, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Alan M. Miller, Ph.D., M.D. for membership to the Louisiana Health Care Commission, effective July 5, 2005. The current study period ends June 30, 2007. Dr. Miller is an At Large member, appointed by Commissioner J. Robert Wooley.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

October 24, 2005

The Honorable Don Hines
President of the Senate
P.O. Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Commission (LHCC) was created in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Myra Myers for membership to the Louisiana Health Care Commission, effective October 24, 2005. The current study period ends June 30, 2007. Ms. Myers represents the League of Women Voters.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a members of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

February 6, 2006

The Honorable Don Hines, M.D.
President of the Senate
P.O. Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Commission (LHCC) was created in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Gladden L. Norris for membership to the Louisiana Health Care Commission, effective February 6, 2006. The current study period ends June 30, 2007. Mr. Gladden represents the American Association of Retired Persons, the nominee of which shall be a volunteer representative.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a members of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

August 16, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for J. Patrick O'Brien for membership to the Louisiana Health Care Commission, effective August 12, 2005. The current study period ends June 30, 2007. Dr. O'Brien represents the Louisiana Association of Independent Colleges and Universities.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 21, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804

Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Joseph L. Passman for membership to the Louisiana Health Care Commission, effective July 1, 2005. The current study period ends June 30, 2007. Mr. Passman represents the Louisiana Business Group on Health.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 7, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Christine Arbo Peck for membership to the Louisiana Health Care Commission, effective July 6, 2005. The current study period ends June 30, 2007.

Please be advised that Representative Gary L. Smith, Jr. has been appointed to represent the House Committee on Insurance and is replacing Representative Dale Erdey on the LHCC.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

August 10, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Phyllis Perron for membership to the Louisiana Health Care Commission, effective August 10, 2005. The current study period ends June 30, 2007. Ms. Perron represents the Louisiana Insurers' Conference.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 26, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Richard Raether for membership to the Louisiana Health Care Commission, effective July 1, 2005. The current study period ends June 30, 2007. Mr. Raether represents the Louisiana Health Care Alliance.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 11, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

May 11, 2006

We are hereby submitting the attached appointment for George Renaudin, II for membership to the Louisiana Health Care Commission, effective July 8, 2005. The current study period ends June 30, 2007. Mr. Renaudin represents a domestic commercial health insurance issuer, Humana Benefit Plan of Louisiana.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 8, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Bridgette J. Richard for membership to the Louisiana Health Care Commission, effective July 7, 2005. The current study period ends June 30, 2007. Ms. Richard represents the Louisiana Association of Business and Industry.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

August 12, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Donald R. Smithburg for membership to the Louisiana Health Care Commission, effective August 11, 2005. The current study period ends June 30, 2007. Mr. Smithburg represents the Louisiana State University and A & M College (LSU Health Sciences Center,

Health Care Services Division).

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

August 2, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Donna L. Swanson for membership to the Louisiana Health Care Commission, effective August 2, 2005. The current study period ends June 30, 2007. Ms. Swanson represents the National Independent Insurance Agents.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

July 15, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Marsha Mason Wade for membership to the Louisiana Health Care Commission, effective July 1, 2005. The current study period ends June 30, 2007. Ms. Wade represents the Louisiana Trial Lawyers Association.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are

still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA DEPARTMENT OF INSURANCE

August 26, 2005

The Honorable Donald E. Hines, M.D.
President of the Senate
P.O. Box 94183
Baton Rouge, LA 70804
Attn: Ms. Marie Lively

Dear Senator Hines:

The Louisiana Health Care Commission (LHCC) was recreated in July of 1999 with its members serving terms of two years beginning July 1, 1999.

We are hereby submitting the attached appointment for Tammy Woods for membership to the Louisiana Health Care Commission effective August 26, 2005. The current study period ends June 30, 2007. Ms. Woods represents the Louisiana Independent Pharmacies Association.

Enclosed is the completed questionnaire and a list of the current members with their proper seat information. Several of the seats are still vacant and the pertinent information will be forwarded to you as they become appointed.

If you have any questions, please call me or have a member of your staff call me at 225-342-4311.

Sincerely,
Alison M. Jones
Executive Director
Louisiana Health Care Commission

LOUISIANA INTERCHURCH CONFERENCE

February 15, 2006

Senator Don Hines
Senate President
P.O. Box 94183
Baton Rouge, LA 70804-9183

Dear Senator Hines:

Pursuant to Louisiana Revised States 15:151(B)(3)(k) the governing body of the Louisiana Interchurch Conference has the authority to appoint a member to the Louisiana Indigent Defense Assistance Board, subject to confirmation by the Senate. The Executive Committee, as the governing body of the LIC, has appointed our Executive Director, Rev. Charles Dana "Dan" Krutz to this position. Contact information:

The Rev. Dan Krutz
Louisiana Interchurch Conference
527 N. Blvd., 4th Floor
Baton Rouge, LA 70802

Thanks you for your consideration of our appointee.

Sincerely,
Bishop William Hutchinson

President
Louisiana Interchurch Conference

LOUISIANA DEPARTMENT OF INSURANCE

December 16, 2005

The Honorable Charles D. Jones & Members of Senate
Chairman
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804

Dear Chairman Jones and Members of the Senate:

This is to inform you that I have appointed the following employees to the following positions:

Scott J. Kipper, Deputy Commissioner of Health Insurance
Clarissa A. Preston, Deputy Commissioner of Property & Casualty

I am submitting these appointees to you for your consideration and confirmation.

Scott J. Kipper - 9156 Boone Drive - Baton Rouge, LA 70810
Clarissa A. Preston - 1701 Lobdell Ave. Unit 45 - Baton Rouge, LA 70806

If further information is needed, please do not hesitate to contact me.

With warm regards,
J. Robert Wooley
Commissioner of Insurance

LOUISIANA DEPARTMENT OF INSURANCE

February 10, 2006

Senator Don Hines
Louisiana State Senate
State Capital
P.O. Box 94183
Baton Rouge, Louisiana 70804

Re: Senate Confirmation

Dear Senator Hines:

Pursuant to R.S. 22:1192, I hereby appoint Mr. Gregory P. Daigle representing the Louisiana Association of Insurance & Financial Advisers (replacing J. Ryan Heath) and Scott Rabenhorst representing the Louisiana Insurers Conference (replacing Mr. Joe Goodson) to the Insurance Education Advisory Council (IEAC) which comes under my jurisdiction.

Mr. Gregory P. Daigle
The Pinnacle Group
500 Dover Blvd., Suite #215
Lafayette, LA 70503

Mr. Scott Rabenhorst
833 Government Street
Baton Rouge, LA 70802

Should you have any questions, please do not hesitate to contact me or Teri Taylor, Assistant Commissioner of Licensing and Compliance at (225) 342-0800

Sincerely,
J. Robert Wooley
Commissioner of Insurance

OFFICE OF THE COMMISSIONER OF INSURANCE

State of Louisiana

August 11, 2005

May 11, 2006

Senator Donald E. "Don" Hines
Louisiana State Senate
State Capital
P.O. Box 94183
Baton Rouge, Louisiana 70804

Re: Senate Confirmation

Dear Senator Hines:

Pursuant to R.S. 22:1192, I hereby appoint Mr. Charles J. Giardina representing Metropolitan Life Insurance Company (At Large Appointee) to the Insurance Education Advisory Council (IEAC) which comes under my jurisdiction.

Mr. Charles J. Giardina
Metropolitan Life Insurance Company
41 Seven Oaks
Marrero, Louisiana 70072

Should you have any questions, please do not hesitate to contact me or Teri Taylor, Assistant Commissioner of Licensing and Compliance at (225) 342-0800.

Sincerely,
J. Robert Wooley
Commissioner of Insurance

OFFICE OF THE COMMISSIONER OF INSURANCE
State of Louisiana

July 12, 2005

Senator Donald E. "Don" Hines
Louisiana State Senate
State Capital
P.O. Box 94183
Baton Rouge, Louisiana 70804

Re: Senate Confirmation

Dear Senator Hines:

Pursuant to R.S. 22:1192, I hereby appoint Mr. J.Ryan Heath representing The National Association of Insurance and Financial advisors to the Insurance Education Advisory Council (IEAC) which comes under my jurisdiction.

Mr. J. Ryan Heath
Safe Money Financial
32350 Highway 16, Building F, Suite 1
Denham Springs, LA 70726

Should you have any questions, please do not hesitate to contact me or Teri Taylor, Assistant Commissioner of Licensing and Compliance at (225) 342-0800.

Sincerely,
J. Robert Wooley
Commissioner of Insurance

OFFICE OF THE COMMISSIONER OF INSURANCE
State of Louisiana

July 12, 2005

Senator Donald E. "Don" Hines
Louisiana State Senate
State Capital
P.O. Box 94183
Baton Rouge, Louisiana 70804

Re: Senate Confirmation

Dear Senator Hines:

Pursuant to R.S. 22:1192, I hereby appoint Ms. Gail Quinn representing State Farm Insurance Companies to the Insurance Education Advisory Council (IEAC) which comes under my jurisdiction.

Ms. Gail Quinn
State Farm Insurance Companies
One Galleria Blvd, Suite 1050
Metairie, LA 70001

Should you have any questions, please do not hesitate to contact me or Teri Taylor, Assistant Commissioner of Licensing and Compliance at (225) 342-0800.

Sincerely,
J. Robert Wooley
Commissioner of Insurance

OFFICE OF THE COMMISSIONER OF INSURANCE
State of Louisiana

July 12, 2005

Senator Donald E. "Don" Hines
Louisiana State Senate
State Capital
P.O. Box 94183
Baton Rouge, Louisiana 70804

Re: Senate Confirmation

Dear Senator Hines:

Pursuant to R.S. 22:1192, I hereby appoint Ms. Karen Skal representing The Association of Louisiana Bail Underwriters to the Insurance Education Advisory Council (IEAC) which comes under my jurisdiction.

Ms. Karen Skal
The Association of Louisiana Bail Underwriters
7909 Wrenwood Boulevard, Suite C
Baton Rouge, LA 70809

Should you have any questions, please do not hesitate to contact me or Teri Taylor, Assistant Commissioner of Licensing and Compliance at (225) 342-0800.

Sincerely,
J. Robert Wooley
Commissioner of Insurance

SECRETARY OF STATE

July 18, 2005

The Honorable Donald E. Hines, M.D., President
Louisiana State Senate
P.O. Box 94183
Baton Rouge, LA 70804

RE: Senate Confirmation of First Assistant to the Secretary of State, Department of State

Dear Mr. President and Members of the Senate:

Pursuant to the Louisiana Constitution, Article IV, Section 13, I have appointed Renee' Fontenot Free as my First Assistant to the Secretary of State. I respectfully request Senate confirmation and this appointment.

Sincerely,
Al Ater

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**HOUSE CONFEREES APPOINTED**

May 11, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 507 by Senator Heitmeier:

Representatives Alario, DeWitt, Montgomery.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Privilege Report of the
Legislative Bureau**

May 11, 2006

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

HOUSE BILL NO. 9—
BY REPRESENTATIVES SMILEY AND T. POWELL
AN ACT

To enact R.S. 14:2(13)(pp), relative to crimes of violence; to add aggravated incest to the list of enumerated crimes of violence; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 15—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:32.8(A)(2)(c), relative to third degree feticide; to provide that one element of the offense includes the offender being under the influence of controlled dangerous substances listed in schedules provided by law; to delete reference to general descriptions of drugs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 26—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:108(A) and (B)(1)(c), relative to the crime of resisting an officer; to provide that resisting an officer making a lawful detention is an element of the crime of resisting an officer; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 64—
BY REPRESENTATIVES DORSEY, BALDONE, BRUCE, BURRELL,
CAZAYOUX, CRAVINS, LAFLEUR, AND WHITE
AN ACT

To enact R.S. 15:551, relative to the sexual offender law; to create the crime of harboring or concealing a sexual offender, sexually violent predator, or child predator; to provide for penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 88—
BY REPRESENTATIVE PITRE
AN ACT

To enact R.S. 14:99.1, relative to driving offenses; to create the crime of hit and run damaging of a potable waterline by operation of a watercraft or vessel; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 89—
BY REPRESENTATIVES LAFLEUR, CAZAYOUX, HEBERT, AND
WOOTON
AN ACT

To amend and reenact R.S. 14:19 and 20, relative to the justifiable use of force or violence; to provide for a presumption in the use of force or violence under certain circumstances; to provide for immunity for criminal prosecution for the use of force or violence under certain circumstances; to provide for applicability; to provide that there is no duty to retreat when a person is lawfully where they should be; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 100—
BY REPRESENTATIVES MARTINY AND ANSARDI
AN ACT

To amend and reenact R.S. 40:981.3(A)(3)(a) and (b) and (D) and to enact R.S. 40:981.3(C)(6), relative to drug-free zones; to add child day care center property within drug-free zones; to provide for definitions; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 100 by Representative Martiny

AMENDMENT NO. 1

On page 2, line 14, following "Agency" and before "Act" insert "Licensing"

AMENDMENT NO. 2

On page 2, line 15, change "R. S. 46:1441.1" to "R. S. 46:1441"

HOUSE BILL NO. 101—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:67.2(B)(2) and (3), 67.5(B)(2) and (3), 67.9(2) and (3), 67.10(B)(2) and (3), 67.13(B)(2) and (3), 68.2(C)(2) and (3), 68.7(B)(1)(b), 70.2(C)(3) and (4), 70.4(E)(2) and (3), 71(D) and (E), 143(C)(3) and (10), and Code of Criminal Procedure Article 211(A)(introductory paragraph), relative to the crime of theft; to provide for a uniform system of gradations based upon the value of the goods taken for the different crimes of theft defined by Louisiana law; to provide for a uniform system of gradations based upon the value of the goods taken for certain crimes which are misappropriations without violence and defined by Louisiana law; to provide for the adoption of certain ordinances comparable to the crime of theft of animals and theft of an alligator and incorporating the gradation scale; to provide for the issuance of a summons instead of an arrest warrant in certain cases of theft or illegal

May 11, 2006

possession of stolen things; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 102—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:32.6(A)(2), relative to the crime of first degree feticide; to provide that the crime is committed when the offender is engaged in the perpetration or attempted perpetration of certain additional crimes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 122—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 14:93.15 and R.S. 26:90(A)(16) and 286(A)(16), relative to alcoholic beverage vaporizers; to provide for the crime of selling, delivering, giving away, purchasing, possessing, or using an alcoholic beverage vaporizer; to provide for penalties; to prohibit the sale, delivery, or give away of alcohol dispensed by means of an alcoholic beverage vaporizer on licensed premises; to prohibit the purchase, possession, or use of an alcoholic beverage vaporizer machine on licensed premises; to prohibit allowing a customer or other person to keep or use an alcoholic beverage vaporizer on licensed premises; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 164—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:574.12(A), (B), (D)(introductory paragraph), (E)(introductory paragraph), and (H), relative to the confidentiality of information regarding offenders and ex-offenders; to provide that information obtained by the Department of Public Safety and Corrections, youth services, is confidential; to authorize the deputy secretary of youth services to approve the reading of confidential information in certain circumstances; to provide for rulemaking authority; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 167—
BY REPRESENTATIVE BADON
AN ACT

To amend and reenact R.S. 17:421.8(A), relative to salary adjustments for certain persons holding credentials issued by the National Board for Certified Counselors; to provide conditions for receiving the adjustment; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 187—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:905, relative to education and work opportunities for juvenile offenders; to provide that the office of youth services has control over all aspects of juvenile offender training and education; to provide that juvenile offenders may be compensated for work performed during work training programs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 215—
BY REPRESENTATIVE DOERGE
AN ACT

To amend and reenact Children's Code Article 603(14) and to enact Children's Code Articles 603(16.1) and 610(G), relative to a child in need of care; to provide with respect to the definitions of neglect and prenatal neglect; to provide for the duty of a

physician to order a toxicology test; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 220—
BY REPRESENTATIVE M. GUILLORY
AN ACT

To amend and reenact Code of Criminal Procedure Article 611, relative to venue; to provide venue for the crime of identity theft; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 264—
BY REPRESENTATIVES SCALISE AND BALDONE
AN ACT

To amend and reenact R.S. 14:62.5(C), relative to the crime of looting; to delete as an element of the crime that a defendant knew or should have known that a declaration of emergency existed; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 364—
BY REPRESENTATIVE WALSWORTH
AN ACT

To enact R.S. 14:67.21(B)(3), relative to crime of theft; to provide for the crime of theft against aged or disabled persons through a fraudulent or deceitful scheme; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 409—
BY REPRESENTATIVE SCALISE
AN ACT

To enact R.S. 15:543.1, relative to sex offenders; to provide for the dissemination of information to sex offenders regarding protocol to be followed in emergency situations; to provide relative to the promulgation of an administrative rule by the Department of Public Safety and Corrections; to provide that the failure of an offender to comply with the emergency protocol provisions is a violation of a condition of parole; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 410—
BY REPRESENTATIVE M. GUILLORY
AN ACT

To amend and reenact R.S. 14:67.16(B) and (C) and 67.21(B) and to enact R.S. 14:67.16(A)(1)(m) and (n), relative to theft; to provide for personal identifying information; to provide for identity theft; to provide for theft of the assets of aged or disabled persons; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 425—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 14:62.1(B) and (C), relative to simple burglary of a pharmacy; to amend the criminal penalties for simple burglary of a pharmacy; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 743—
BY REPRESENTATIVE HUTTER
AN ACT

To enact R.S. 14:62.7, relative to offenses against property; to create the crime of unauthorized entry of a dwelling during times of disaster or emergency; to provide for penalties; to provide for exceptions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 760—

BY REPRESENTATIVES SCALISE, ARNOLD, BALDONE, BEARD, BRUCE, BRUNEAU, CAZAYOUX, CRAVINS, FANNIN, FAUCHEUX, FRITH, GEYMANN, HEBERT, JOHNS, KATZ, KENNARD, LABRUZZO, LAMBERT, MCDONALD, MONTGOMERY, M. POWELL, ROMERO, SCHNEIDER, JANE SMITH, STRAIN, THOMPSON, TRICHE, WADDELL, WALKER, WHITE, WINSTON, AND WOOTON AND SENATOR MCPHERSON

AN ACT

To enact R.S. 14:329.6(H) and R.S. 29:738, relative to the powers of the governor and local governmental officials during times of emergency or disaster; to provide that those powers do not authorize the seizure or confiscation of a firearm, weapon, or ammunition from any individual if the firearm, weapon, or ammunition is being possessed or used lawfully; to provide exceptions for peace officers in the lawful discharge of their duties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 828—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 15:542(A)(1) and (4), (B)(1)(a), (C), and (F) and 542.1(C)(1), (2), and (5), (I)(1) and (2), (J)(1), and (K)(1) and (3) and to enact R.S. 15:541(21) and 542(G), relative to the registration of sex offenders; to require the registration of all residences; to define residence; to provide for community notification; to provide a notification procedure when the offender no longer resides with a person; to provide for notification of change of address; to make it a crime to fail to annually update registration and provide proof of address and community notification; to require notice of certain duties to the offender; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 865—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:64.3, relative to commission of the crimes of armed robbery or attempted armed robbery when the dangerous weapon used is a firearm; to provide relative to additional penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1060—

BY REPRESENTATIVE JOHN SMITH
AN ACT

To amend and reenact R.S. 56:643(B), relative to hunting and fishing licenses; to authorize the issuance of an active military license to spouses and certain children of military personnel; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1060 by Representative John Smith

AMENDMENT NO. 1

On page 2, line 4, following "or" and before "card" change "dependant" to "dependent"

HOUSE BILL NO. 1125—

BY REPRESENTATIVES DARTEZ, BALDONE, CAZAYOUX, AND WOOTON

AN ACT

To amend and reenact R.S. 14:81(A) and (C) and to enact R.S. 14:81(D) through (H), relative to indecent behavior with juveniles; to amend elements of the crime to provide that reasonable belief that the victim is under the age of seventeen is sufficient to commit the crime of indecent behavior with a

juvenile; to provide for definitions; to provide that evidence seized resulting from the commission of the crime of indecent behavior with juveniles is considered contraband; to require sex offender registration if convicted for the crime of indecent behavior with juveniles; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1140— (Substitute for House Bill No. 968 by Representative Martiny)

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 44:4.1(B)(7) and to enact Chapter 6-C of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:651 through 662, relative to the Louisiana Repository for Unidentified and Missing Persons Information Program; to establish the Louisiana Repository for Unidentified and Missing Persons Information Program; to provide with respect to the Forensic Anthropology and Computer Enhancement Services laboratory; to provide for the powers and duties of the laboratory; to provide for definitions; to provide for legislative findings; to provide for laboratory recommendations to the legislature; to provide for procedural compatibility with the Federal Bureau of Investigation; to provide for the collection of forensic anthropology samples; to provide for procedures for collecting, disposition, and use of forensic anthropological analysis; to provide for a central repository for unidentified human remains and missing persons information; to provide for the confidentiality of records; to prohibit disclosure of confidential information; to provide for penalties for disclosure of information; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1140 by Representative Martiny

AMENDMENT NO. 1

On page 3, between lines 22 and 23, insert "(9) Missing person" means any Louisiana resident who has been reported missing to local or state law enforcement agencies."

AMENDMENT NO. 2

On page 3, line 23, change "(9)" to "(10)"; and delete lines 26 and 27.

HOUSE BILL NO. 1154—

BY REPRESENTATIVE JACK SMITH
AN ACT

To enact R.S. 13:5305, relative to courts and judicial procedure; to provide with respect to drug division programs in district court; to provide for dismissal of certain criminal charges upon completion of drug division probation program; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1299—

BY REPRESENTATIVES MONTGOMERY, BARROW, DANIEL, FRITH, PINAC, RITCHIE, AND WALSWORTH
AN ACT

To amend and reenact R.S. 4:1(A) and (B) and to enact R.S. 4:1(E), (F), (G), (H), and (I), relative to amusements and sports; to provide for the price printed on tickets; to provide for the reselling of certain tickets; to provide for procedures to resell certain tickets; to provide for ticket refunds; to provide for exceptions; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lentini, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Introduction of Senate Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolutions a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 67—

BY SENATORS BARHAM, HINES, ADLEY, AMEDEE, BAJOIE, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO
A RESOLUTION

To rededicate Duval Hall in tribute to legendary Louisianian, Senator Claude B. Duval for his incredible energy and his tremendous initiative to establish a Senate committee room area and office space for Senate members.

On motion of Senator Barham, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 68—

BY SENATOR HINES
A RESOLUTION

To commend and congratulate the Second Harvest Food Bank for its recovery efforts after hurricanes Katrina and Rita.

On motion of Senator Hines, the resolution was read by title and adopted.

Senate Concurrent Resolutions on Second Reading, Subject to Call

The following Senate Concurrent Resolutions on Second Reading, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Dupre asked that Senate Concurrent Resolution No. 72 be called from the Calendar at this time.

SENATE CONCURRENT RESOLUTION NO. 72—

BY SENATOR DUPRE
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to immediately authorize the Morganza to the Gulf Hurricane Protection Project, and to urge and request the U.S. Army Corps of Engineers to include such recommendation in its pending interim report to Congress.

The resolution was read by title. Senator Dupre moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Cravins, Michot; Adley, Dardenne, Mount; Amedee, Duplessis, Murray; Bajoie, Dupre, Nevers; Barham, Fontenot, Quinn; Boasso, Gautreaux N, Romero; Broome, Heitmeier, Schedler; Cain, Jackson, Shepherd

Table with 3 columns: Chaisson, Kostelka, Smith; Cheek, Malone, Ullo; Total - 30

NAYS

Total - 0

ABSENT

Table with 3 columns: Ellington, Hollis, Marionneaux; Fields, Jones, McPherson; Gautreaux B, Lentini, Theunissen; Total - 9

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 11, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 153—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:975(G)(1) and R.S. 44:4.1(B)(24) and to enact Part X-A of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1001 through 1014, relative to the Prescription Monitoring Program Act; to provide for the denial, revocation, suspension, or termination of a license; to provide for a short title; to provide for the purpose and definitions; to provide relative to the establishment of the prescription monitoring program; to provide for the creation of the advisory council; to provide for the reporting of prescription monitoring information; to provide for access to prescription monitoring information; to provide relative to education and treatment; to provide for unlawful acts; to provide for data analysis; to provide relative to reporting to the legislature; to provide relative to the authority to promulgate rules and regulations; to provide relative to the authority to contract; to provide relative to funding authority; to provide for severability; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 248—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:32(5) and (9), relative to domestic incorporated insurers; to provide for the requirements of articles of incorporation of such insurers; and to provide for related matters.

HOUSE BILL NO. 252—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:2003(B)(5) and (9), relative to health maintenance organizations; to provide for the requirements of articles of incorporation of health maintenance organizations; and to provide for related matters.

HOUSE BILL NO. 577—

BY REPRESENTATIVE T. POWELL
AN ACT

To amend and reenact R.S. 23:1196(A)(5) and (H) and 1197(C), relative to insurance cost containment; to provide relative to workers' compensation self-insurance funds; to provide for reinsurance; to provide for deficit of fund; to provide for examination of the fund; and to provide for related matters.

HOUSE BILL NO. 592—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:1214(14)(b) and to enact R.S. 22:1214(14)(p), relative to unfair trade practices in the business of insurance; to provide for unfair claims settlement practices; to provide for time periods within which insurers must take action in certain circumstances; and to provide for related matters.

HOUSE BILL NO. 733—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact Children's Code Article 615(E)(1) and to enact Children's Code Articles 615(E)(4), 615.1, and 616.2, relative to a child in need of care; to provide for child abuse reporting and investigating; to provide a procedure for reporting to the district attorney; to provide for review by the district attorney; to create a central registry for reports of child sexual abuse; to authorize access to the registry; to provide for confidentiality; to require preservation of certain reports; and to provide for related matters.

HOUSE BILL NO. 782—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 33:1448(S), relative to the premium costs of group hospital and health insurance for retired sheriffs and retired deputy sheriffs throughout the state and certain employees of other entities; to provide restrictions on eligibility to receive the benefit of having the premium cost of group insurance; to require a retiree or prospective retiree to retire directly from the sheriff's office or other designated entities in order to be eligible for the benefit; and to provide for related matters.

HOUSE BILL NO. 792—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:213.3, 221(B), 2027(C), and 2059, relative to health and accident insurance policies and health maintenance organization contracts; to provide for a thirty-day grace period prior to cancellation for failure to pay premiums or prepaid charges; to provide for a fifteen-day notice to policyholders, subscribers, or enrollees prior to expiration of the grace period; to provide for applicability; and to provide for related matters.

HOUSE BILL NO. 1150—

BY REPRESENTATIVES WADDELL, M. POWELL, AND WALSWORTH
AN ACT

To enact Chapter 20 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1751 and 1752, relative to personal information of law enforcement and court officers; to require data brokers to allow such officers and family members to opt out of their databases; to provide for definitions; to provide for certain notification requirements; to provide for an action for violations; to provide for damages, attorney fees, fines, and costs; and to provide for related matters.

HOUSE BILL NO. 1294—

BY REPRESENTATIVES QUEZAIRES, BEARD, AND DANIEL
AN ACT

To amend and reenact R.S. 48:2073 and to enact R.S. 48:2072(C) and (D) and 2084 through 2084.15, relative to the Louisiana Transportation Authority; to provide relative to legislative findings; to authorize the Louisiana Transportation Authority to enter into public-private partnership agreements for the

construction of certain transportation facility projects; to provide relative to definitions; to authorize the submission of transportation facility proposals by certain entities; to require the submission of certain proposals to the House and Senate Transportation, Highways and Public Works Committees; to provide for the requirements of transportation facility proposals; to provide relative to the adoption of certain guidelines; to provide relative to the powers and duties of private entities; to provide relative to the requirements of a comprehensive agreement; to authorize certain funding sources; to provide relative to material defaults under certain circumstances and remedies for such defaults; to provide authority for the acquisition of certain property; to provide relative to police powers; to provide relative to utility crossings; to provide for procurement guidelines and requirements; to provide relative to multimodal transportation facilities; and to provide for related matters.

HOUSE BILL NO. 1330—

BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 23:921(I), relative to noncompete agreements; to provide for an exclusion for automobile salesmen; and to provide for related matters.

HOUSE BILL NO. 954—

BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 32:408(B)(2)(d), relative to issuance of drivers' licenses; to provide relative to Class "D" Chauffeur's Licenses; to add certain types of vehicles to the list of vehicles authorized to be operated with a Class "D" Chauffeur's License; and to provide for related matters.

HOUSE BILL NO. 158—

BY REPRESENTATIVE K. CARTER
AN ACT

To repeal R.S. 22:1137(A)(10) and 1139(C)(8) and Part VII of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1751 through 1770, relative to regulation of automobile service clubs by the commissioner of insurance.

HOUSE BILL NO. 441—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:1459, relative to insurers; to eliminate the annual reporting of rates of and compensation paid by stock fire insurers to the Insurance Rating Commission; to change references to agents to references to producers; and to provide for related matters.

HOUSE BILL NO. 412—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:1299.41(A)(3), (8), and (9), relative to medical malpractice; to revise the definitions of "patient", "malpractice", and "health care"; to provide for the inclusion of blood donors; and to provide for related matters.

HOUSE BILL NO. 1185—

BY REPRESENTATIVES DOVE, BURRELL, CROWE, FRITH, GEYMAN, T. POWELL, RITCHIE, GARY SMITH, TRAHAN, AND WHITE
AN ACT

To enact R.S. 40:1730.23(D), relative to local enforcement of building codes; to provide for plans stamped by an architect or engineer; to provide for an effective period; and to provide for related matters.

HOUSE BILL NO. 1298—

BY REPRESENTATIVES DOVE AND WHITE
AN ACT

To amend and reenact R.S. 40:1730.23(C), relative to enforcement of building codes by third-party providers who contract with a parish or municipality; to provide for limitation of liability; and to provide for related matters.

May 11, 2006

HOUSE BILL NO. 585—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:250.2(E)(2)(a)(iv), (b)(ii), and (c)(iii), relative to health insurance; to provide with respect to group health insurance coverage of a dependent child previously enrolled in Medicaid; and to provide for related matters.

HOUSE BILL NO. 1173—

BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 48:279(A), relative to highway construction by the Department of Transportation and Development; to provide relative to the hours when construction may be done on certain highways; and to provide for related matters.

HOUSE BILL NO. 1306—

BY REPRESENTATIVE QUEZAIRE AND SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 48:250.3, relative to design-build contracts let by the Department of Transportation and Development; to provide relative to qualifications of competing firms; to provide relative to procedures for evaluation and selection of a design-builder; to provide relative to the compensation of competing firms for their proposals; to provide relative to hearings on final decisions; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 153—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:975(G)(1) and R.S. 44:4.1(B)(24) and to enact Part X-A of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1001 through 1014, relative to the Prescription Monitoring Program Act; to provide for the denial, revocation, suspension, or termination of a license; to provide for a short title; to provide for the purpose and definitions; to provide relative to the establishment of the prescription monitoring program; to provide for the creation of the advisory council; to provide for the reporting of prescription monitoring information; to provide for access to prescription monitoring information; to provide relative to education and treatment; to provide for unlawful acts; to provide for data analysis; to provide relative to reporting to the legislature; to provide relative to the authority to promulgate rules and regulations; to provide relative to the authority to contract; to provide relative to funding authority; to provide for severability; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 158—

BY REPRESENTATIVE K. CARTER
AN ACT

To repeal R.S. 22:1137(A)(10) and 1139(C)(8) and Part VII of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1751 through 1770, relative to regulation of automobile service clubs by the commissioner of insurance.

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AN ACT

To amend and reenact R.S. 22:1459, relative to insurers; to eliminate the annual reporting of rates of and compensation paid by stock fire insurers to the Insurance Rating Commission; to change references to agents to references to producers; and to provide for related matters.

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BY REPRESENTATIVE T. POWELL
AN ACT

To amend and reenact R.S. 23:1196(A)(5) and (H) and 1197(C), relative to insurance cost containment; to provide relative to workers' compensation self-insurance funds; to provide for reinsurance; to provide for deficit of fund; to provide for examination of the fund; and to provide for related matters.

The bill was read by title; lies over under the rules.

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BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:250.2(E)(2)(a)(iv), (b)(ii), and (c)(iii), relative to health insurance; to provide with respect to group health insurance coverage of a dependent child previously enrolled in Medicaid; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 592—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:1214(14)(b) and to enact R.S. 22:1214(14)(p), relative to unfair trade practices in the business of insurance; to provide for unfair claims settlement practices; to provide for time periods within which insurers must take action in certain circumstances; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 733—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact Children's Code Article 615(E)(1) and to enact Children's Code Articles 615(E)(4), 615.1, and 616.2, relative to a child in need of care; to provide for child abuse reporting and investigating; to provide a procedure for reporting to the district attorney; to provide for review by the district attorney; to create a central registry for reports of child sexual abuse; to authorize access to the registry; to provide for confidentiality; to require preservation of certain reports; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 782—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 33:1448(S), relative to the premium costs of group hospital and health insurance for retired sheriffs and retired deputy sheriffs throughout the state and certain employees of other entities; to provide restrictions on eligibility to receive the benefit of having the premium cost of group insurance; to require a retiree or prospective retiree to retire directly from the sheriff's office or other designated entities in order to be eligible for the benefit; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 792—
BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:213.3, 221(B), 2027(C), and 2059, relative to health and accident insurance policies and health maintenance organization contracts; to provide for a thirty-day grace period prior to cancellation for failure to pay premiums or prepaid charges; to provide for a fifteen-day notice to policyholders, subscribers, or enrollees prior to expiration of the grace period; to provide for applicability; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 954—
BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 32:408(B)(2)(d), relative to issuance of drivers' licenses; to provide relative to Class "D" Chauffeur's Licenses; to add certain types of vehicles to the list of vehicles authorized to be operated with a Class "D" Chauffeur's License; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1150—
BY REPRESENTATIVES WADDELL, M. POWELL, AND WALSWORTH
AN ACT

To enact Chapter 20 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1751 and 1752, relative to personal information of law enforcement and court officers; to require data brokers to allow such officers and family members to opt out of their databases; to provide for definitions; to provide for certain notification requirements; to provide for an action for violations; to provide for damages, attorney fees, fines, and costs; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1173—
BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 48:279(A), relative to highway construction by the Department of Transportation and Development; to provide relative to the hours when construction may be done on certain highways; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1185—
BY REPRESENTATIVES DOVE, BURRELL, CROWE, FRITH, GEYMANN,
T. POWELL, RITCHIE, GARY SMITH, TRAHAN, AND WHITE
AN ACT

To enact R.S. 40:1730.23(D), relative to local enforcement of building codes; to provide for plans stamped by an architect or engineer; to provide for an effective period; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1294—
BY REPRESENTATIVES QUEZAIRE, BEARD, AND DANIEL
AN ACT

To amend and reenact R.S. 48:2073 and to enact R.S. 48:2072(C) and (D) and 2084 through 2084.15, relative to the Louisiana Transportation Authority; to provide relative to legislative findings; to authorize the Louisiana Transportation Authority to enter into public-private partnership agreements for the construction of certain transportation facility projects; to provide relative to definitions; to authorize the submission of transportation facility proposals by certain entities; to require the submission of certain proposals to the House and Senate Transportation, Highways and Public Works Committees; to provide for the requirements of transportation facility proposals; to provide relative to the adoption of certain guidelines; to provide relative to the powers and duties of private entities; to provide relative to the requirements of a comprehensive agreement; to authorize certain funding sources; to provide relative to material defaults under certain circumstances and remedies for such defaults; to provide authority for the acquisition of certain property; to provide relative to police powers; to provide relative to utility crossings; to provide for procurement guidelines and requirements; to provide relative to multimodal transportation facilities; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1298—
BY REPRESENTATIVES DOVE AND WHITE
AN ACT

To amend and reenact R.S. 40:1730.23(C), relative to enforcement of building codes by third-party providers who contract with a parish or municipality; to provide for limitation of liability; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1306—
BY REPRESENTATIVE QUEZAIRE AND SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 48:250.3, relative to design-build contracts let by the Department of Transportation and Development; to provide relative to qualifications of competing firms; to provide relative to procedures for evaluation and selection of a design-builder; to provide relative to the compensation of competing firms for their proposals; to provide relative to hearings on final decisions; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1330—
BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 23:921(I), relative to noncompete agreements; to provide for an exclusion for automobile salesmen; and to provide for related matters.

The bill was read by title; lies over under the rules.

May 11, 2006

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

May 11, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 192—
BY REPRESENTATIVES QUEZAIRE, HONEY, KENNARD, AND WHITE
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of widening Harding Boulevard, Louisiana Highway 408, from Southern University Agricultural and Mechanical College on its western end to Central, Louisiana and on its eastern end and to submit a written report on its findings and recommendations to the House and Senate Committees on Transportation, Highways and Public Works prior to the convening of the 2007 Regular Session.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions on First Reading

The following House Concurrent Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 192—
BY REPRESENTATIVES QUEZAIRE, HONEY, KENNARD, AND WHITE
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of widening Harding Boulevard, Louisiana Highway 408, from Southern University Agricultural and Mechanical College on its western end to Central, Louisiana and on its eastern end and to submit a written report on its findings and recommendations to the House and Senate Committees on Transportation, Highways and Public Works prior to the convening of the 2007 Regular Session.

The resolution was read by title; lies over under the rules.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 7—
BY REPRESENTATIVE MCDONALD
AN ACT

To enact R.S. 26:583(D), relative to the merger of one area with another area as to the legal sales characteristic of the annexed area regarding alcohol sales; to exempt Ward Two from taking on the sales characteristic of Bastrop, Morehouse Parish; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 16—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 39:1311(B), relative to budgetary procedures for political subdivisions; to provide for the applicability of certain requirements for written notification in the budgetary process; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 21—
BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 15:556(2), relative to the Louisiana Sexual Assault Task Force; to provide relative to the reporting deadlines of the task force; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 24—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 26:81(C)(1) and (D) and 281(C)(1)(a) and (2), (D), and (F), relative to the limitations on the location of a business with an alcoholic beverage permit; to require the restrictions prohibiting an establishment within a specified distance of any correctional facility housing inmates, including a halfway house; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 38—
BY REPRESENTATIVE R. CARTER
AN ACT

To enact R.S. 33:423.17, relative to the city of Amite City; to authorize the chief of police of that city to take certain personnel actions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 39—
BY REPRESENTATIVE R. CARTER
AN ACT

To enact R.S. 33:2721.15, relative to the parish of St. Helena; to authorize the governing authority of the parish to levy and collect an additional sales and use tax; to provide for the purpose of the tax; to provide for voter approval; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 69—
BY REPRESENTATIVE TOOMY
AN ACT

To enact Chapter 42 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9600 through 9604, relative to the creation of certain judicial administrative districts to fund the offices of the clerks of court; to provide for boundaries of the districts; to provide that the clerk of court is the ex officio chief executive officer and governing authority of the district; to provide that each district is a political subdivision of the state and is authorized to incur debt; to provide for power and authority of the districts; to provide for the establishment of a special fund and expenditures from that fund; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 92—
BY REPRESENTATIVES DANIEL, DORSEY, AND HONEY
AN ACT

To amend and reenact R.S. 13:992.1(A), (B)(1)(a) and (2)(a) and (b), relative to the Nineteenth Judicial District Court judicial building; to provide for an increase in fees of authorized cost per recordation; to provide exclusions for juvenile, succession, and family matters from the increase in fees; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 98—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 26:71.1(3)(c) and 271.2(3)(c), relative to alcoholic beverage permits; to require the granting of a Class A-Special permit to sell alcohol to the convention center located in the city of Natchitoches; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 207—
BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 51:1156(D), relative to the town of Vinton; to provide relative to a corporation known as the Industrial Development Board of the Town of Vinton, Inc.; to provide relative to the board of directors of the corporation; to provide relative to the membership of such board; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 234—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 17:436.2, relative to school board policies; to require city, parish, and other local public school boards to adopt policies prohibiting teachers from making a recommendation that a student be administered a psychotropic drug and from taking certain actions relative thereto and from suggesting any mental health diagnosis for a student; to provide relative to the authority of certain school board employees to recommend that students be evaluated; to provide relative to the authority of school employees to discuss student behavior and academic progress; to provide definitions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 297—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 26:81(E) and 281(F), relative to alcoholic beverage permits of high and low alcoholic content; to provide for an exception to the prohibition that restricts the permitting of an establishment within certain distances from a church or synagogue; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 350—
BY REPRESENTATIVE M. POWELL
AN ACT

To amend and reenact R.S. 13:1565(D) and to enact R.S. 13:1565.1, relative to the Juvenile Court for Caddo Parish; to require the clerk of court for the First Judicial District Court to be ex officio clerk of court for the Juvenile Court of Caddo Parish; to provide for expenses and salaries for the operation of the clerk of court for the Juvenile Court of Caddo Parish; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 351—
BY REPRESENTATIVE M. POWELL
AN ACT

To enact R.S. 13:1565.1, relative to the Juvenile Court for Caddo Parish; to establish a judicial expense fund for the court; to provide for deposit out of existing fees; to provide for uses of the separate account; to provide for limitations; to provide for an annual audit; to provide for prohibitions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 466—
BY REPRESENTATIVE JACK SMITH
AN ACT

To enact R.S. 33:2740.64, relative to the city of Franklin; to recognize the Franklin Downtown Development District of the city of Franklin as a downtown development district; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 470—
BY REPRESENTATIVE DOERGE
AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(35), relative to Webster Parish; to increase the maximum rate of hotel occupancy tax authorized to be levied by the Webster Parish Convention and Visitors Commission; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 474—
BY REPRESENTATIVE ERDEY
AN ACT

To enact R.S. 33:423.17, relative to the town of Livingston; to authorize the chief of police of that town to take certain personnel actions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 479—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 22:1410(A)(1) and 2092.2(17)(b)(vi) and to enact R.S. 22:1409(G)(2)(e) and 2092.5.1, relative to title insurance; to provide for contents of title opinions; to authorize a certain organization to make filings for their members; to provide title insurers the ability to seek permission to file a deviation from certain rates; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 492—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 33:3887.2, relative to Concordia Parish; to provide relative to the governing board of the Concordia Parish Sewerage District No. 1; to increase the maximum per diem authorized to be paid to members of such board for attending board meetings; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

May 11, 2006

HOUSE BILL NO. 529—
BY REPRESENTATIVE WALKER
AN ACT

To enact Part X of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:3081, relative to Avoyelles Parish; to authorize the governing authority of the parish, subject to voter approval, to establish and collect a mosquito abatement service charge or rates of service charges; to provide for collection and use thereof; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 550—
BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 22:732.2(3)(b), relative to insolvency of an insurer; to revise the definition of insolvency for purposes of provisions of the Insurance Code relating to rehabilitation, liquidation, conservation, dissolution, and administrative supervision of an insurer; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 606—
BY REPRESENTATIVES LAMBERT, BRUNEAU, AND LANCASTER
AN ACT

To amend and reenact R.S. 43:31.1 and to enact R.S. 43:30, relative to printing of documents for and by entities of state government; to provide for the review of and recommendations regarding the scope and number of documents printed by or at the direction of state agencies; to provide for certain duties of the commissioner of administration relative to such review; to provide for certain determinations and reports by the commissioner of administration; to require certain documents to be sent to the commissioner of administration; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 625—
BY REPRESENTATIVE JOHN SMITH
AN ACT

To enact R.S. 33:4574.15 and to repeal Act No. 20 of the 1975 Regular Session of the Legislature of Louisiana, relative to tourism in western Louisiana; to change the name of the West Louisiana Tourist Development Region to Five Parishes West; to change the composition of the region; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 633—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 26:80(H) and 280(H), relative to the Alcoholic Beverage Control Law; to require the submission of fingerprints for a criminal history record check by either the office of state police or the Federal Bureau of Investigation to determine suitability for an alcoholic beverage permit; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 675—
BY REPRESENTATIVE MCVEA
AN ACT

To enact R.S. 42:1119(B)(2)(a)(v) and (E), relative to nepotism; to allow certain immediate family members of school board members and of superintendents to be promoted to administrative positions in parishes with a population of twenty

thousand or less; to allow an immediate family member of an athletic director at a school to be employed as a coach at such school; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 744—
BY REPRESENTATIVE BRUNEAU AND SENATOR MURRAY
AN ACT

To amend and reenact Section 1 of Act No. 130 of the 1896 Regular Session of the Legislature, and Sections 1 through 8 of Act No. 569 of the 1989 Regular Session of the Legislature, as amended by Act No. 13 of the 1998 First Extraordinary Session of the Legislature, and R.S. 36:209(O) and to enact R.S. 36:802.21, relative to New Orleans City Park; to provide for the powers, duties, functions, and responsibilities of the New Orleans City Park Improvement Association and its board of commissioners and the powers, duties, functions, and responsibilities of the Department of Culture, Recreation and Tourism and its officers and offices with respect to the park and the association and its board of commissioners; to provide that the association and its board shall be policymaking agencies; to provide for certain other powers of the board; to provide relative to employees, their appointing authority, civil service status, and certain benefits; to provide relative to contracts with a nonprofit or not-for-profit firm, corporation, or entity and the authority therefor; to provide relative to funds and funding and related procedures; to provide that the secretary of the Department of Culture, Recreation and Tourism shall be a member of the board; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 764—
BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 25:215(B)(16), relative to the Vermilion Parish Library; to transfer the administration of and accounting functions for funds of the library from the Vermilion Parish Police Jury to the Vermilion Parish Library Board of Control; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 780—
BY REPRESENTATIVE MCDONALD
AN ACT

To amend and reenact R.S. 17:3092(11) and (12) and to enact R.S. 17:3092(13) and (14) and 3095(H), relative to the Louisiana Student Tuition Assistance and Revenue Trust Program; to provide for definitions; to provide relative to education savings accounts including the investment of checks and electronic funds transfers and the deposit of any increase in the value of such accounts under certain circumstances; to provide for the use of certain monies; to provide an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 1044—
BY REPRESENTATIVES HARRIS, ARNOLD, GALLOT, JEFFERSON,
LANCASTER, MONTGOMERY, PITRE, AND SMILEY
AN ACT

To enact R.S. 18:1495.4(H), relative to campaign finance; to provide for the due date of certain campaign finance reports; to provide for an extension of time for candidates in service in the uniformed services; to provide for notice of such service; and to provide for related matters.

On motion of Senator Bajoie, the bill read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1063—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 27:93(A)(4)(a), to provide with respect to riverboat admission fees levied by Jefferson Parish; to provide for the use of such fees in the incorporated areas of the West Bank of Jefferson Parish; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1098—

BY REPRESENTATIVES LAFLEUR AND CAZAYOUX
AN ACT

To amend and reenact R.S. 32:665, relative to tests for suspected impaired driving; to provide relative to the furnishing of information to a person tested for the alcoholic content of his blood and the presence of any abused or controlled dangerous substance; to provide for limitations with regard to the information which must be made available; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 1168—

BY REPRESENTATIVE JACK SMITH
AN ACT

To enact R.S. 33:2002(A)(3) and 2218.2(A)(3), relative to certain firemen and law enforcement officers; to authorize enhancement of the first-year salary of certain firemen and law enforcement officers; to require written disclosure of the temporary nature of such enhancement; to provide relative to reducing the salary of any fireman or law enforcement officer after a year; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1184—

BY REPRESENTATIVES M. POWELL, DOWNS, T. POWELL, TRAHAN,
AND WALKER
AN ACT

To amend and reenact R.S. 17:1235(A) and 1237(B) and to enact R.S. 17:1235(E), relative to school employee personnel files; to provide relative to documents placed in such files on or before a specified date; to provide that school employees be given the opportunity to rebut and respond to such documents especially under certain circumstances; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 1201—

BY REPRESENTATIVES HONEY, BALDONE, BURRELL, CAZAYOUX,
DORSEY, GEYMAN, GRAY, HEATON, MARTINY, QUEZAIRE,
SALTER, SCHNEIDER, JANE SMITH, WHITE, WOOTON, ALARIO,
ARNOLD, BADON, BARROW, BAUDOIN, BURNS, K. CARTER, CRANE,
CRAVINS, CURTIS, DANIEL, DEWITT, DOVE, DOWNS, DURAND,
FANNIN, FARRAR, FAUCHEUX, FRITH, E. GUILLORY, M. GUILLORY,
HILL, HUTTER, JACKSON, JEFFERSON, KATZ, LABRUZZO, LAFONTA,
LANCASTER, MARCHAND, MCDONALD, MORRELL, ODINET, PIERRE,
PITRE, M. POWELL, T. POWELL, ROMERO, SCALISE, GARY SMITH, ST.
GERMAIN, STRAIN, TOOMY, TRAHAN, AND TUCKER
AN ACT

To amend and reenact R.S. 15:587.1(C)(introductory paragraph) and (1) and to enact R.S. 17:15(E), relative to criminal background checks; to provide for criminal history information for teachers, school employees, and others who are applying for a position of supervisory or disciplinary authority over children; to add crimes of violence, sex offenses and the crimes of voyeurism, and peeping Tom to the list of crimes which are maintained by the Bureau of Criminal Identification and Information and reported to employers; to require teachers and other school employees to disclose convictions or pleas for certain criminal offenses to their employer; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 1203—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 42:1102(22)(a)(introductory paragraph), relative to ethics; to provide the definition of "thing of economic value" for the purposes of the Code of Governmental Ethics; to exclude certain pharmaceutical samples, medical devices, medical foods, and infant formulas under certain limited circumstances from such definition; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1205—

BY REPRESENTATIVES ST. GERMAIN AND BURNS
AN ACT

To amend and reenact R.S. 42:1123(36)(a), relative to ethics; to provide for the amount of certain specified disaster aid or relief a public employee is allowed to receive; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1230—

BY REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 33:2740.42(A)(1) and (D), relative to Allen Parish; to authorize the governing authority to levy and collect an additional hotel occupancy tax with voter approval; to provide for the use of such tax; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1232—

BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 22:1138.2, relative to insurance producers; to provide for specialty limited lines motor vehicle title insurance producer licenses and their issuance by the commissioner of insurance; to provide for an application process; to provide for fees; to provide for renewals; to provide for registration of employees and representatives; to provide for penalties; to provide for commissions; to provide for regulations; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 1233—

BY REPRESENTATIVE JOHN SMITH
AN ACT

To enact R.S. 17:3991(B)(1)(a)(ii)(dd), relative to the enrollment of at-risk pupils in a charter school which is established with the educational mission of meeting the needs of students who are the dependent children of military personnel; to provide conditions and limitations; to provide applicability; to provide an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 1239—

BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact R.S. 42:1112(D) and to enact R.S. 42:1120.3, relative to ethics; to provide for the recusal of a member of a parish planning or zoning commission in a parish with a population of less than fifty thousand under certain circumstances; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1241—
BY REPRESENTATIVE BALDONE
AN ACT

To enact R.S. 44:4(41), relative to information pertaining to the credit card of a public body; to make confidential information related to a credit card issued to a public body that would enable a third person to use the credit card or access the credit card account; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1251—
BY REPRESENTATIVES WADDELL AND MONTGOMERY
AN ACT

To enact R.S. 44:23, relative to exceptions to public records laws for certain personal information of certain law enforcement officers, court officers, and related persons; to provide for certain notifications; to provide for definitions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1254—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 40:2844(B)(introductory paragraph) and (C)(1) and (2) and to enact R.S. 40:2844(B)(17) through (20), relative to the Louisiana Emergency Response Network Board; to provide for the addition of members; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 1258—
BY REPRESENTATIVES KLECKLEY, MCDONALD, AND WALSWORTH
AN ACT

To amend and reenact Code of Criminal Procedure Article 814(A)(8) and to enact Code of Criminal Procedure Article 814(A)(8.1), relative to responsive verdicts; to provide for oral sexual battery as a responsive verdict to aggravated rape; to provide for responsive verdicts of aggravated rape of a child under the age of thirteen; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 1260—
BY REPRESENTATIVE M. POWELL
AN ACT

To amend and reenact R.S. 14:38.2(A)(2) and R.S. 17:416(A)(1)(c)(vii)(aa), (bb), and (cc), relative to assault on a school employee; to define the crime of assault on a school employee; to provide for the discipline of public elementary and secondary school pupils found guilty of certain offenses involving assault on a school employee; to provide an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 1262—
BY REPRESENTATIVES SALTER, BURNS, R. CARTER, CURTIS, DOERGE, DURAND, GRAY, E. GUILLORY, M. GUILLORY, JACKSON, KATZ, LABRUZZO, MCDONALD, JOHN SMITH, STRAIN, WADDELL, AND WINSTON
AN ACT

To amend and reenact R.S. 46:153.3(B)(1), relative to the Louisiana medical assistance program; to provide for reimbursement for prescription drugs; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 1304—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 14:102.21, relative to offenses affecting the public sensibility; to create the crime of unauthorized use of the identity of a deceased soldier; to provide for the elements of the crime; to provide for criminal penalties; to provide for definitions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 1321—
BY REPRESENTATIVE DORSEY
AN ACT

To amend and reenact R.S. 40:2116(B)(1) and to enact Part V-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2163.1 through 2163.8, relative to adult residential care providers; to provide for purpose and definitions; to provide licensure, rules, regulations, standards, and fees; to provide for license issuance, inspection, and on-site application; to provide for operation without a license and penalties; to provide for community service provider fees and their disposition; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 1331—
BY REPRESENTATIVE BALDONE
AN ACT

To enact R.S. 44:3(I), relative to criminal history records; to provide relative to public records; to provide for the accessibility of records of criminal convictions through the Louisiana Bureau of Criminal Identification and Information or any law enforcement agency; to provide for a charge to be assessed; to limit liability for any law enforcement agency furnishing such records; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1342—
BY REPRESENTATIVES HONEY, BADON, BARROW, DOWNS, GREENE, AND TRAHAN
AN ACT

To enact R.S. 17:1855.2, to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to increase tuition for students attending the university laboratory school; to provide for the amounts of such increase; to provide for effectiveness; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 1372— (Substitute for House Bill No. 78 by Representative Gray)
BY REPRESENTATIVE GRAY
AN ACT

To enact Code of Criminal Procedure Article 644.1, relative to sanity determinations involving juveniles; to provide for procedures for obtaining a sanity hearing when juveniles are transferred to criminal court; to provide with respect to procedures for conducting those proceedings; to provide with respect to the determination of capacity to proceed to trial for juveniles transferred to criminal court; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 1373— (Substitute for House Bill No. 995 by Representative Gray)

BY REPRESENTATIVE GRAY

AN ACT

To amend and reenact R.S. 15:587.1(A)(1), relative to criminal history background information; to provide with respect to criminal background information for persons applying for a position of supervisory or disciplinary authority over children; to provide that the Louisiana Bureau of Criminal Identification and Information shall provide information regarding all criminal convictions for a period of ten years prior to the request; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

Senator Bajoie in the Chair

House Concurrent Resolutions on Second Reading

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 178—

BY REPRESENTATIVE MORRELL

A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA) to provide cellular telephones for limited use in FEMA-issued trailers when telephone service is otherwise unavailable.

The resolution was read by title. Senator Murray moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Dardenne, Michot, Adley, Duplessis, Mount, Amedee, Dupre, Murray, Bajoie, Fontenot, Nevers, Barham, Gautreaux N, Quinn, Boasso, Heitmeier, Romero, Broome, Jackson, Schedler, Cain, Kostelka, Shepherd, Chaisson, Lentini, Ullo, Cheek, Malone, Cravins, McPherson. Total - 31

NAYS

Total - 0

ABSENT

Ellington, Hollis, Smith, Fields, Jones, Theunissen, Gautreaux B, Marionneaux. Total - 8

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 182—

BY REPRESENTATIVE DOVE

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to provide hurricane tidal flood protection to south Louisiana, including requiring the United States Army Corps of Engineers to evaluate both federal and nonfederal tidal levees in south Louisiana, to consider adding nonfederal tidal levees into

the federal program, and to fully fund upgrading hurricane tidal flood protection in south Louisiana.

The resolution was read by title. Senator Dupre moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Dardenne, McPherson, Adley, Duplessis, Mount, Amedee, Dupre, Murray, Bajoie, Fontenot, Nevers, Barham, Gautreaux N, Quinn, Boasso, Heitmeier, Romero, Broome, Jackson, Schedler, Cain, Jones, Shepherd, Chaisson, Kostelka, Smith, Cheek, Lentini, Ullo, Cravins, Malone. Total - 32

NAYS

Total - 0

ABSENT

Ellington, Hollis, Theunissen, Fields, Marionneaux, Gautreaux B, Michot. Total - 7

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 189—

BY REPRESENTATIVE E. GUILLORY

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of implementing an online student information system for the parents of public high school students to access and to report the study findings and recommendations, in writing, to the House Committee on Education and the Senate Committee on Education prior to the convening of the 2007 Regular Session.

The resolution was read by title. Senator Mount moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Dardenne, McPherson, Adley, Duplessis, Mount, Amedee, Dupre, Murray, Bajoie, Fontenot, Nevers, Barham, Gautreaux N, Quinn, Boasso, Heitmeier, Romero, Broome, Jackson, Schedler, Cain, Jones, Shepherd, Chaisson, Kostelka, Smith, Cheek, Lentini, Ullo, Cravins, Malone. Total - 32

NAYS

Total - 0

May 11, 2006

ABSENT

Ellington	Hollis	Theunissen
Fields	Marionneaux	
Gautreaux B	Michot	
Total - 7		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Mr. President in the Chair

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

TRANSPORTATION, HIGHWAYS AND PUBLIC WORKS

Senator Ellington, Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:

May 11, 2006

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

SENATE BILL NO. 55— BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 40:1321(E) and to enact R.S. 32:410(A)(5), relative to the office of motor vehicles; to authorize the placement of certain information on a driver's license or special identification card; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 97— BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 47:820.5(B)(introductory paragraph), relative to tolls; to provide for the collection of tolls on the Crescent City Connection; to eliminate the collection of such tolls during certain hours; to increase the rate per axle for toll tag and coupon users; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 222— BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 32:416, 417(A), and 427(A)(1), and to enact R.S. 14:92.2(A)(4) and (B)(3) and R.S. 32:417(D) and (E), relative to motor vehicles; to increase the penalties for any person who allows an unlicensed minor to operate a motor vehicle or power cycle; to provide an enhanced penalty when the unlicensed minor is involved in an accident which results in the serious injury or death of another person; to provide for the improper supervision of a minor by a parent or legal custodian; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 284— BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 32:407(E) and to enact R.S. 32:431.1, relative to motor vehicles; to provide relative to driver's licenses

and learner's permits; to prohibit issuance of license or learner's permit to a minor who is not enrolled in or has not completed school or an adult education program; to require notification to the office of motor vehicles when a student withdraws from a school program; to provide for suspension of driver's license; to require notification of such suspension; to provide for appeal process; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 544— BY SENATOR MURRAY

AN ACT

To enact R.S. 38:331, relative to the reorganization of levee districts; to transfer the control and management of certain non-flood protection functions and activities, land, facilities, and improvements involved therewith, of the Orleans Levee District; to provide for transfers to the New Orleans City Park Improvement Association, the New Orleans Aviation Board, and the Department of Transportation and Development; to provide for the authority of the association, board, and the department with respect to such transferred facilities and improvements; to designate the association as the successor to the levee district regarding certain mineral leases; to provide for the liability of the association, board, and department for certain legal actions and claims arising against, and certain obligations of, the Orleans Levee District; to provide for the transfer of certain district employees to the association, board, or department; to provide for funding; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 674— BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 34:2303 and 2310, relative to the Red River Waterway District; to provide for membership to the Red River Waterway Commission; to add certain members and require one member on the commission to reside in Bossier Parish and one member on the commission to reside in Caddo Parish; to provide terms and conditions; to provide relative to the distribution of taxes paid to the commission; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 723— BY SENATORS MALONE AND ADLEY AND REPRESENTATIVES HOPKINS, MONTGOMERY, JANE SMITH AND WADDELL

AN ACT

To amend and reenact R.S. 34:3158(A) and to enact R.S. 34:3158(D), relative to the Caddo-Bossier Parishes Port Commission; to provide relative to the composition, membership, powers, duties, and functions of the port commission; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 729— BY SENATOR MURRAY

AN ACT

To enact R.S. 2:135.1(Q), relative to airport facilities; to provide for the repair of property located at publicly-owned airports damaged as a result of hurricane Katrina or Rita; to provide for the extension of tenant leases located at such publicly-owned airports; and to provide for related matters.

Reported favorably.

Respectfully submitted,
NOBLE E. ELLINGTON
Chairman

REPORT OF COMMITTEE ON

LOCAL AND MUNICIPAL AFFAIRS

Senator Fields, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

May 11, 2006

To the President and Members of the Senate:

I am directed by your Committee on Local and Municipal Affairs to submit the following report:

SENATE BILL NO. 634—
BY SENATOR CRAVINS

AN ACT

To enact R.S. 40:401.11, relative to municipal and parish housing authorities; to provide for membership and representation on the board; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 658—
BY SENATOR ROMERO

AN ACT

To enact R.S. 33:2495.1, relative to civil service; to provide relative to municipal fire and police civil service systems; to provide for continuance of certain municipal fire and police civil service systems under certain circumstances; to provide certain requirements, terms, and conditions, and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 665—
BY SENATOR SCHEDLER

AN ACT

To enact Chapter 27-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.100 through 9039.111, relative to local and regional economic development; to provide for the creation of local and regional economic development districts that may operate on a local, municipal, parish, or multiparish basis to promote economic development statewide; to provide for definitions; to provide for the appointment of members to the board of the local and regional economic development districts; to provide for the boards' functions, powers, and duties; to authorize the boards to exercise the power of taxation, levy assessments on property, and collect certain fees; to authorize the districts to undertake certain projects for the promotion of local and regional economic development activities; to provide procedures for the issuance of bonds, notes, certificates, or other evidences of indebtedness; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 699—
BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 49:149.61(D)(7), relative to the Rev. Avery C. Alexander Plaza; to extend the existence of the Rev. Avery C. Alexander Memorial Commission; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 40—
BY REPRESENTATIVE BRUCE

AN ACT

To amend and reenact R.S. 33:381(C)(17), relative to the village of Grand Cane; to authorize the board of aldermen in the village, upon recommendation of the mayor, to abolish the office of chief of police; to provide relative to police services within the

village; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 41—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 33:2721.15, relative to Richland Parish; to authorize the governing authority of the parish to levy and collect an additional sales and use tax with voter approval; to provide for the use of such tax; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 162—
BY REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(7), relative to Beauregard Parish; to increase the maximum rate of hotel occupancy tax authorized to be levied by the Beauregard Tourist Commission; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 556—
BY REPRESENTATIVES ANSARDI, BOWLER, DAMICO, MARTINY,
TOOMY, AND WOOTON
AN ACT

To amend and reenact R.S. 33:113.1(A)(1)(a) and (B) and to enact R.S. 33:113.1(C), relative to administrative procedures for approving or certifying plats for subdivisions and resubdivisions; to authorize certain administrative procedures to provide relative to certain public utility servitudes; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 605—
BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 33:4574(B)(43) and (F)(5) and 4574.1.1(A)(44), relative to Red River Parish; to create the Red River Tourism Commission; to provide relative to the appointment of members of the board of directors of the commission; to authorize the commission to levy a hotel occupancy tax and to provide the maximum rate of such tax; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 930—
BY REPRESENTATIVE HONEY
AN ACT

To amend and reenact Paragraph 23(introductory paragraph) of Article XIV, Section 15.1 of the Louisiana Constitution of 1921, made statutory by Article X, Section 18 of the Louisiana Constitution of 1974, and R.S. 33:2493 and 2553, relative to the municipal fire and police civil service; to provide relative to the qualifications of persons admitted to promotional and competitive employment tests; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 937—
BY REPRESENTATIVE HONEY
AN ACT

To amend and reenact R.S. 33:2491(I) and 2551(9), relative to fire and police civil service boards; to provide relative to employment lists established and maintained by such boards; to provide relative to the qualifications of persons placed on such lists; and to provide for related matters.

Reported favorably.

May 11, 2006

HOUSE BILL NO. 975—
BY REPRESENTATIVE BRUCE
AN ACT

To enact R.S. 33:4766.1, relative to the village of Grand Cane; to provide relative to the repair of dilapidated and dangerous structures in the village; to authorize the governing authority of the village to file liens against property owners for failure to pay costs owed to such governing authority with respect to such structures; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CLEO FIELDS
Chairman

REPORT OF COMMITTEE ON

LABOR AND INDUSTRIAL RELATIONS

Senator Nevers, Chairman on behalf of the Committee on Labor and Industrial Relations, submitted the following report:

May 11, 2006

To the President and Members of the Senate:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

SENATE BILL NO. 347—
BY SENATOR MURRAY
AN ACT

To enact R.S. 49:186, relative to prohibiting discrimination and harassment; to prohibit discrimination and harassment in state government; to provide for a certain definition; to permit certain dress and appearance requirements; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 328—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(h), relative to the Department of Labor, including provisions to provide for the re-creation of the Department of Labor and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 678—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 23:1020, relative to the obligations and requirements for the payment and receipt of workers' compensation benefits; to provide relative to the ratification of Executive Orders KBB 2005-52, 74, 88, 100, and KBB 2006-10; to provide for retroactive application; and to provide for related matters.

Reported favorably.

Respectfully submitted,
BEN NEVERS
Chairman

REPORT OF COMMITTEE ON

NATURAL RESOURCES

Senator Malone, Chairman on behalf of the Committee on Natural Resources, submitted the following report:

May 11, 2006

To the President and Members of the Senate:

I am directed by your Committee on Natural Resources to submit the following report:

HOUSE BILL NO. 112—
BY REPRESENTATIVE DURAND
AN ACT

To authorize and provide for the transfer of certain state property in St. Martin Parish from the division of administration to the adjacent landowner; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 213—
BY REPRESENTATIVE GALLOT
AN ACT

To authorize and provide for the transfer of certain property, located in the city of Palmetto, Manatee County, state of Florida, from the University of Louisiana System, acting with and on behalf of Grambling State University, to Annie Barnes-Bourke; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 224—
BY REPRESENTATIVE DURAND
AN ACT

To authorize and provide for the transfer of certain state property in St. Martin Parish from the division of administration to the adjacent landowner; to provide for certain terms and conditions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 457—
BY REPRESENTATIVE HEBERT
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Iberia Parish.

Reported with amendments.

HOUSE BILL NO. 459—
BY REPRESENTATIVE HEBERT
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Iberia Parish.

Reported with amendments.

HOUSE BILL NO. 460—
BY REPRESENTATIVE HEBERT
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Iberia Parish.

Reported with amendments.

HOUSE BILL NO. 463—
BY REPRESENTATIVE HEBERT
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Iberia Parish.

Reported with amendments.

HOUSE BILL NO. 1006—
BY REPRESENTATIVES DOERGE, DOWNS, AND MONTGOMERY
AN ACT

To authorize and provide for the transfer of certain property, located in Webster Parish from the University of Louisiana System, acting with and on behalf of Louisiana Tech University, to the Military Department, state of Louisiana; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1070—
BY REPRESENTATIVE HOPKINS
AN ACT

To authorize and provide for the state, through the division of administration, to transfer a certain tract of land situated in Caddo Parish to the respective lessee; to provide certain terms and conditions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1135—
BY REPRESENTATIVE FRITH
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Vermilion Parish.

Reported favorably.

Respectfully submitted,
MAX T. MALONE
Chairman

**SUPPLEMENTAL
REPORT OF COMMITTEE ON
HEALTH AND WELFARE**

Senator McPherson, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

May 10, 2006

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE BILL NO. 624—
BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 28:2(21) and (22), 25.1(C)(1)(b) and (c), 25.2(B), 52(A), (B), (D),(E), (G) and (H), 52.2(A), 52.3(B), 52.4(C), 53(A)(2), (B)(1) and (2), (F), (G)(1) and (3), (J), (K), (L)(2) and (O)(2), 53.2(A)(5)and (C), 54(D), 55(A), (D), (G) and (I), 63(A)(1) and (B), 64(A)(3), 94(B)(2), 96.1(A), (E) and (F), 141, 171(D)(3), (5) and (8), (F), (G), (N) and (P), relative to mental health; to provide for duties and responsibilities of physicians, psychiatrists, and psychologists; to add duties and responsibilities of nurse practitioners and psychiatric mental health nurse practitioners; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JOE MCPHERSON
Chairman

**REPORT OF COMMITTEE ON
EDUCATION**

Senator Ullo, Chairman on behalf of the Committee on Education, submitted the following report:

May 11, 2006

To the President and Members of the Senate:

I am directed by your Committee on Education to submit the following report:

SENATE BILL NO. 663—
BY SENATOR N. GAUTREAUX
AN ACT

To enact R.S. 25:214.4, relative to the Vermilion Parish Library Board of Control; to provide for membership and representation on the board; to provide for duties and powers of the board; to provide for Senate confirmation; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 154—
BY REPRESENTATIVES STRAIN, ALEXANDER, ARNOLD, BADON, BALDONE, BARROW, BURRELL, CRANE, CROWE, DANIEL, DOERGE, DOVE, DURAND, FANNIN, FAUCHEUX, FRITH, GALLOT, GLOVER, GREENE, HARRIS, HEATON, HONEY, KATZ, KENNEY, MCDONALD, MONTGOMERY, ODINET, PINAC, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, GARY SMITH, JANE SMITH, TRAHAN, TUCKER, WADDELL, AND WALKER
AN ACT

To enact R.S. 17:170.1, relative to immunizations; to require certain students of postsecondary education institutions to provide documentation of certain immunizations; to require such institutions to provide information relative to certain immunizations to certain persons; to provide for exceptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 717—
BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 33:2737.79, to authorize the Sabine Parish School Board to levy and collect an additional sales and use tax; to provide for the maximum rate of the tax and for imposition and collection of the tax; to provide for the use of tax proceeds; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1116—
BY REPRESENTATIVE GLOVER
AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126, and R.S. 36:744(Z) and 801.19, to create the Spring Street Historical Museum in the Department of State; to provide relative to the governing authority of the museum including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state and the Department of State with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1119—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:3141.3(A)(4), 3141.5(C)(4), and 3141.18(A), (B), (C), and (D), to enact R.S. 17:3141.3(G) and R.S. 36:651(L) and 801.5, and to repeal R.S. 36:651(G)(1), relative to proprietary schools; to provide relative to the membership and duties of the Advisory Commission on Proprietary Schools; to provide relative to the revocation of

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licenses in the event of a change of ownership of a proprietary school; to provide relative to certain authority of the Board of Regents and the Advisory Commission on Proprietary Schools with regard to the investigation of complaints and hearings relative thereto; to provide relative to the placement of the Advisory Commission on Proprietary Schools in the executive branch of state government and for the exercise of its powers, duties, functions, and responsibilities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1157—
BY REPRESENTATIVE BRUCE

AN ACT

To amend and reenact R.S. 25:380.92(C)(introductory paragraph) and to enact R.S. 25:380.92(C)(3), relative to the governing board of the Mansfield Female College Museum; to increase the membership; to provide relative to appointment; to provide relative to terms; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1159—
BY REPRESENTATIVE BRUCE

AN ACT

To enact R.S. 17:85.11, relative to naming a stadium; to authorize the parish school board in certain parishes to name a stadium in honor of a former football coach and a team doctor; to provide limitations; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CHRIS ULLO
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 5—
BY SENATOR CAIN

AN ACT

To enact R.S. 51:1425, relative to unfair or deceptive acts or practices; to prohibit certain disclosures by an Internet service provider; to provide for notices; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 5 by Senator Cain

AMENDMENT NO. 1

On page 2, line 7, after "**drivers license number,**" insert "**physical location,**"

AMENDMENT NO. 2

On page 2, line 11, delete "**Paragraph (A)**" and insert "**Subsection A**"

AMENDMENT NO. 3

On page 2, after line 20, insert the following:
"E. The provisions of this Section shall not apply to any entity governed by Title 47, Chapter 5, Subchapter V-A of the

United States Code.

On motion of Senator Michot, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 19—

BY SENATOR MCPHERSON AND REPRESENTATIVE WALKER
AN ACT

To amend and reenact R.S. 37:1226.2(B)(1) and (2) and to enact R.S. 37:1226.2(F) and (G), relative to the donation of prescription drugs to free pharmacies; to require free pharmacies to accept certain prescription drugs; to allow dispensing at the discretion of the pharmacist; to provide for mandatory donation of certain prescription drugs to charitable pharmacies under certain circumstances; to provide for a deduction of any such charges when unopened prescription drugs are returned, unused to a pharmacy; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 19 by Senator McPherson

AMENDMENT NO. 1

On page 1, delete line 17, and insert the following:
"(1) The charitable pharmacy may accept ~~only those~~ drugs in their"

AMENDMENT NO. 2

On page 2, delete line 2, and insert the following:
"in single-unit doses, **including blister packs,** may be accepted, **and These drugs**"

AMENDMENT NO. 3

On page 2, line 11, after "**program shall**" and before "**donate**" insert "**attempt to**"

AMENDMENT NO. 4

On page 2, at the end of line 12, change "**or**" to a period "." and delete lines 13 through 17

AMENDMENT NO. 5

On page 2, after line 17, insert the following:
"G. If a hospital or health care facility does not have a charitable pharmacy within twenty miles of its facility, then the charitable pharmacy shall arrange to pick up the drugs. If the charitable pharmacy is unable to make such arrangements, then there shall be no requirement on the part of the hospital or health care facility to donate said drugs.

H. Notwithstanding any other provision of law to the contrary, faith-based charitable pharmacies shall not be required to accept any drugs they deem to conflict with their faith values."

On motion of Senator McPherson, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 197—

BY SENATORS MCPHERSON AND CHEEK
AN ACT

To enact R.S. 29:766(G) and R.S. 40:2009.25, relative to nursing home emergency preparedness; to provide for requirements of emergency preparedness plans in certain parishes; to provide for evaluation of such plans; to create and provide for the content of the Nursing Home Emergency Preparedness Review Committee; to provide for rules and regulations; to provide for application to existing law; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 197 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 29:766(G)" delete the remainder of the line, and delete lines 3 through 5 and insert the following:

"and R.S. 40:2009.25, relative to nursing home emergency preparedness; to provide for requirements of emergency preparedness plans in certain parishes; to provide for evaluation of such plans; to create and provide for the content of the Nursing Home Emergency Preparedness Review Committee; to provide for rules and regulations; to provide for application to existing law; to provide for an effective date; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 10 through 17, and delete pages 2 and 3 and insert the following:

"G. Providing for promulgation of rules and protocol for the evacuation or sheltering in place of nursing homes in the event of an oncoming hurricane.

(1) The Department of Health and Hospitals, in consultation with the Governor's Office of Homeland Security and Emergency Preparedness, shall promulgate rules by April 1, 2007 pursuant to the Administrative Procedure Act, which provide criteria for evacuation of nursing homes or sheltering in place during a hurricane. In promulgating such rules, the Department of Health and Hospitals shall consider distinct properties and characteristics of locales including but not limited to drainage, elevation and canals, site specific surveys of nursing homes, storm surge, and the forecasted severity of the hurricane. Nothing herein shall relieve a nursing home of the duties, responsibilities and obligations set forth in R.S. 40:2009.25 or its successor, or set forth in any law, standard, rule, or regulation.

(2) If a nursing home determines that it should evacuate, and the nursing home has residents with medically complex conditions who are unable to be transported for which the nursing home is unable to find satisfactory placement, the Department of Health and Hospitals shall assist such nursing homes to arrange placement of those residents in nearby hospitals or assist the nursing homes with other arrangements for their safekeeping, including sheltering in place, and in the event such space is not available, shall transmit the request for assistance to the Federal Emergency Management Agency or its successor. For purposes of this Subsection, residents with medically complex conditions shall be defined as those residents who:

(a) Are receiving the following care and services:

(i) Tracheotomy or respirator care.

(ii) Stage III or IV decubitus ulcer care.

(iii) Kidney dialysis.

(iv) Intravenous therapy.

(v) Comatose.

(vi) Other care and services as provided for in promulgated rules; and

(b) Are likely to significantly deteriorate during an evacuation.

(3) If a nursing home determines that it should evacuate and is unable to proceed to its sheltering host site required under R.S. 40:2009.25, the nursing home or the Louisiana Nursing Home Association shall notify the Department of Social Services in its capacity as Emergency Support Function 6 primary lead agency and request assistance in identifying available shelter sites that best meet the needs of the resident. The state shall attempt to assist the nursing home in locating shelter space to the best of its ability based on available shelter space and in lieu thereof shall transmit the request to the Federal Emergency Management Agency or its successor.

(4) If a nursing home determines that it should evacuate and encounters problems with obtaining transportation from its transportation service provider required under R.S. 40:2009.25, the nursing home shall notify its local or parish office of homeland security and emergency preparedness and ask for assistance with transportation. If the local or parish office of

homeland security and emergency preparedness is unable to assist the nursing home in obtaining transportation, the local or parish office of homeland security and emergency preparedness shall notify the Governor's Office of Homeland Security and Emergency Preparedness which shall task the request to the appropriate emergency support function. The state shall attempt to secure transportation to the best of its ability based on available transportation assets and in lieu thereof shall transmit the request to the Federal Emergency Management Agency or its successor.

(5) Nursing homes required to participate in a mandatory evacuation as directed by the appropriate parish or state official or which act as host shelter sites shall submit their costs directly related to the evacuation and temporary sheltering of their residents to the Department of Health and Hospitals. The Department of Health and Hospitals shall seek reimbursement on behalf of the nursing homes from Federal Emergency Management Agency to the extent such costs are reimbursable under the Stafford Act or the regulations promulgated thereunder. Nursing homes shall provide documentation of these costs to the Department of Health and Hospitals. The state shall not be liable or otherwise responsible unless there has been a change to the state Medicaid plan approved by the Center for Medicare and Medicaid Services that provides for facility specific reimbursement for documented and allowable costs of evacuation or sheltering, for reimbursement to a nursing home for any cost incurred by the nursing home for evacuation and sheltering of the nursing home's residents. The state shall be reimbursed by any nursing home for all costs incurred for the evacuation and sheltering of the nursing home's residents.

(6) Nothing herein shall preclude a nursing home from giving notice of the impending evacuation to local next of kin who have previously stated that they would recover the nursing home resident and assume responsibility for their care in the event of an evacuation.

Section 2. R.S. 40:2009.25 is hereby enacted to read as follows:

§2009.25. Emergency preparedness plans for nursing homes; applicable parishes; requirements; Nursing Home Emergency Preparedness Review Committee; rules and regulations; application

A. Due to the threat hurricanes pose to the parishes of Acadia, Ascension, Assumption, Calcasieu, Cameron, Iberia, Jefferson, Jefferson Davis, Lafayette, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. James, St. John the Baptist, St. Mary, St. Martin, St. Tammany, Tangipahoa, Terrebonne, and Vermilion, nursing homes located in these parishes shall develop an emergency preparedness plan which shall be submitted to the Department of Health and Hospitals, bureau of health services financing, emergency preparedness manager, by August 1, 2006, by the local parish office of homeland security and emergency preparedness.

B. Each emergency preparedness plan shall be reviewed and updated by the nursing home annually. A summary of the updated plan shall be submitted to the Department of Health and Hospitals, bureau of health services financing, emergency preparedness manager, by March first of each year. If the emergency preparedness plan is changed, modified, or amended by the nursing home during the year, a summary of the amended plan shall be submitted to the Department of Health and Hospitals, bureau of health services financing, emergency preparedness manager, within thirty days of the amendment or modification.

C. Each summary of the emergency preparedness plan shall include and identify at a minimum:

(1) A primary sheltering host site and any other alternative sheltering host sites outside the area of risk, verified by written agreements or contracts.

(2) Proof of transportation or a contract with a transportation company, verified by a written transportation agreement or contract.

(3) Preferred staffing patterns for evacuation.

D. The secretary of the Department of Health and Hospitals shall prescribe and publish, in accordance with the Administrative Procedure Act, criteria for evaluation of all

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emergency preparedness plans.

E. The Department of Health and Hospitals shall:

- (1) Review the emergency preparedness plans.
- (2) Prepare findings from the collected information.
- (3) Share such findings with the Nursing Home Emergency Preparedness Review Committee.

F. There is hereby created in the Department of Health and Hospitals the Nursing Home Emergency Preparedness Review Committee, hereinafter referred to in this Section as the "committee." The committee, which shall convene at least annually, shall be charged with reviewing the findings of the emergency preparedness plans submitted to the department under this Section, identifying risks and threats, identifying manpower issues for loading, transporting and unloading residents, and developing recommendations for emergency preparedness plans to promote the health, safety, and welfare of nursing home residents. The committee shall be comprised of the following members:

- (1) The secretary of the Department of Health and Hospitals, or his designee.
- (2) The undersecretary of the Department of Health and Hospitals, or his designee.
- (3) The state health officer of the Department of Health and Hospitals, or his designee.
- (4) The Department of Health and Hospitals, bureau of health services financing, emergency preparedness manager who shall serve as the chairperson of the committee.
- (5) Five persons appointed by the secretary of the Department of Health and Hospitals who are directors or managers of the parish or local emergency preparedness offices.
- (6) The secretary of the Department of Transportation and Development, or his designee.
- (7) The executive director of the Louisiana Nursing Home Association.
- (8) The executive director of the Gulf States Association of Homes and Services for the Aging.
- (9) Two persons appointed by the secretary of the Department of Health and Hospitals who are owners of nursing homes from the parishes listed in Subsection A of this Section.
- (10) The nursing home ombudsman from the governor's Office of Elderly Affairs, or his designee.
- (11) The chair of the emergency preparedness committee of the Louisiana Nursing Home Association.
- (12) The executive director of the Advocacy Center for the Elderly and Disabled, or his designee.

G. All members of the committee shall serve without compensation.

H. Any rule recommended or proposed by the committee shall be subject to the review and approval of the secretary, and if approved, shall be promulgated by the Department of Health and Hospitals in accordance with the Administrative Procedure Act.

I. The provisions of this Section shall be in addition to all other licensing and certification laws, standards, rules, and regulations for nursing homes.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator McPherson, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitment to the Committee on Finance.

SENATE BILL NO. 382—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 24:51(2) and R.S. 49:72(5) and to repeal R.S. 42:1123(13), relative to the Code of Governmental Ethics; to repeal provisions relative to an elected official's authorization to accept certain gifts; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 382 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, after "51(2)" insert "and R.S. 49:72(5)"

AMENDMENT NO. 2

On page 1, after line 17, insert the following:

"Section 2. R.S. 49:72(5) is hereby amended and reenacted to read as follows:

§72. Definitions

When used in this Part:

* * *

(5) "Expenditure" means the gift or payment of money or anything of value when the amount of value exceeds ten dollars for the purchase of food, drink, or refreshment for an executive branch official ~~and any gift or payment permitted by R.S. 42:1123(13)~~ when the value exceeds ten dollars for the purpose of lobbying when the lobbyist or principal accounts, or would be expected to account, for the expenditure as an ordinary and necessary expense directly related to the active conduct of the lobbyist's, his employer's, or the principal's trade or business.

* * *

AMENDMENT NO. 3

On page 2, line 1, change "Section 2." to "Section 3."

On motion of Senator Jones, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 411—

BY SENATOR MALONE

AN ACT

To enact R.S. 16:2.2 and R.S. 36:702(8), relative to the mandatory institution of a civil suit by district attorneys and the attorney general in certain circumstances; to provide for their powers and duties; to provide for jurisdiction and venue of suits; to provide for civil penalties; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 411 by Senator Malone

AMENDMENT NO. 1

On page 1, line 10, after "**as a**" delete the remainder of the line and insert "**local or municipal candidate, as defined in R.S. 18:462,**"

AMENDMENT NO. 2

On page 1, line 12, after "**Louisiana**" and before the period, insert "**and has refused to withdraw his candidacy**"

AMENDMENT NO. 3

On page 1, delete lines 14 through 17, and insert

"B. The clerk of court shall provide daily notice of all local and municipal candidates to the district attorney during the qualifying period."

AMENDMENT NO. 4

On page 2, delete line 7, and insert "**filed notice as a state candidate, as defined in R.S. 18:462, when such person is in**"

AMENDMENT NO. 5

On page 2, line 8, after "**Louisiana**" and before the period, insert "**and has refused to withdraw his candidacy**"

AMENDMENT NO. 6

On page 2, line 10, after "**candidate**.", delete the remainder of the line and delete lines 11 through 13, and insert

"The secretary of state shall provide daily notice of all state candidates to the attorney general during the qualifying period."

On motion of Senator Jones, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 529—

BY SENATORS JACKSON AND BAIJOIE
AN ACT

To enact R.S. 40:2009.25, relative to nursing home emergency preparedness; to provide for requirements of emergency preparedness plans in certain parishes; to provide for the evaluation of such plans; to create and provide for the content of the Nursing Home Emergency Preparedness Review Committee; to provide for rules and regulations; to provide for application to existing law; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 529 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, after "To enact" and before "R.S. 40:2009.25" insert "R.S. 29:766(G) and"

AMENDMENT NO. 2

On page 1, line 2, after "preparedness;" and before "to provide" insert "to provide for the declaration of a state public health emergency;"

AMENDMENT NO. 3

On page 1, between lines 8 and 9, insert the following:

"Section 1. R.S. 29:766(G) is hereby enacted to read as follows:
§766. Declaration of a state of public health emergency

* * *

G. Providing for promulgation of rules and protocol for the evacuation or sheltering in place of nursing homes in the event of an oncoming hurricane.

(1) The Department of Health and Hospitals, in consultation with the Governor's Office of Homeland Security and Emergency Preparedness, shall promulgate rules by April 1, 2007 pursuant to the Administrative Procedure Act, which provide criteria for evacuation of nursing homes or sheltering in place during a hurricane. In promulgating such rules, the Department of Health and Hospitals shall consider distinct properties and characteristics of locales including but not limited to drainage, elevation and canals, site specific surveys of nursing homes, storm surge, and the forecasted severity of the hurricane. Nothing herein shall relieve a nursing home of the duties, responsibilities and obligations set forth in R.S. 40:2009.25 or its successor, or set forth in any law, standard, rule, or regulation.

(2) If a nursing home determines that it should evacuate, and the nursing home has residents with medically complex conditions who are unable to be transported for which the nursing home is unable to find satisfactory placement, the Department of Health and Hospitals shall assist such nursing homes to arrange placement of those residents in nearby hospitals or assist the nursing homes with other arrangements for their safekeeping, including sheltering in place, and in the event such space is not available, shall transmit the request for assistance to the Federal Emergency Management Agency or its successor. For purposes of this Subsection, residents with medically complex conditions shall be defined as those residents who:

(a) Are receiving the following care and services:

(i) Tracheotomy or respirator care.

(ii) Stage III or IV decubitus ulcer care.

(iii) Kidney dialysis.

(iv) Intravenous therapy.

(v) Comatose.

(vi) Other care and services as provided for in promulgated rules; and

(b) Are likely to significantly deteriorate during an evacuation.

(3) If a nursing home determines that it should evacuate and is unable to proceed to its sheltering host site required under R.S. 40:2009.25, the nursing home or the Louisiana Nursing Home Association shall notify the Department of Social Services in its capacity as Emergency Support Function 6 primary lead agency and request assistance in identifying available shelter sites that best meet the needs of the resident. The state shall attempt to assist the nursing home in locating shelter space to the best of its ability based on available shelter space and in lieu thereof shall transmit the request to the Federal Emergency Management Agency or its successor.

(4) If a nursing home determines that it should evacuate and encounters problems with obtaining transportation from its transportation service provider required under R.S. 40:2009.25, the nursing home shall notify its local or parish office of homeland security and emergency preparedness and ask for assistance with transportation. If the local or parish office of homeland security and emergency preparedness is unable to assist the nursing home in obtaining transportation, the local or parish office of homeland security and emergency preparedness shall notify the Governor's Office of Homeland Security and Emergency Preparedness which shall task the request to the appropriate emergency support function. The state shall attempt to secure transportation to the best of its ability based on available transportation assets and in lieu thereof shall transmit the request to the Federal Emergency Management Agency or its successor.

(5) Nursing homes required to participate in a mandatory evacuation as directed by the appropriate parish or state official or which act as host shelter sites shall submit their costs directly related to the evacuation and temporary sheltering of their residents to the Department of Health and Hospitals. The Department of Health and Hospitals shall seek reimbursement on behalf of the nursing homes from Federal Emergency Management Administration to the extent such costs are reimbursable under the Stafford Act or the regulations promulgated thereunder. Nursing homes shall provide documentation of these costs to the Department of Health and Hospitals. The state shall not be liable or otherwise responsible unless there has been a change to the state Medicaid plan approved by the Center for Medicare and Medicaid Services that provides for facility specific reimbursement for documented and allowable costs of evacuation or sheltering, for reimbursement to a nursing home for any cost incurred by the nursing home for evacuation and sheltering of the nursing home's residents. The state shall be reimbursed by any nursing home for all costs incurred for the evacuation and sheltering of the nursing home's residents.

(6) Nothing herein shall preclude a nursing home from giving notice of the impending evacuation to local next of kin who have previously stated that they would recover the nursing home resident and assume responsibility for their care in the event of an evacuation."

AMENDMENT NO. 4

On page 1, line 9, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, line 13, delete "St. Bernard,"

AMENDMENT NO. 6

On page 1, delete line 14

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AMENDMENT NO. 7

On page 1, line 15, change "Vermilion, and Cameron" to the following:

"Acadia, Ascension, Assumption, Calcasieu, Cameron, Iberia, Jefferson, Jefferson Davis, Lafayette, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. James, St. John the Baptist, St. Mary, St. Martin, St. Tammany, Tangipahoa, Terrebonne, and Vermilion"

AMENDMENT NO. 8

On page 2, delete line 13 and insert the following:

"(1) A primary sheltering host site and alternative sheltering host sites outside the area of risk, verified by written agreements or contracts."

AMENDMENT NO. 9

On page 3, line 2, after "and threats," and before "and developing" insert "identifying manpower issues for loading, transporting and unloading residents."

AMENDMENT NO. 10

On page 3, delete lines 11 through 14 and insert the following:

"(4) The Department of Health and Hospitals, bureau of health services financing, emergency preparedness manager who shall serve as the chairperson of the committee.

(5) Five persons appointed by the secretary of the Department of Health and Hospitals who are directors or managers of the parish or local emergency preparedness offices."

AMENDMENT NO. 11

On page 3, between lines 22 and 23 insert the following:

"(10) The nursing home ombudsman from the governor's Office of Elderly Affairs or his designee.

(11) The chair of the emergency preparedness committee of the Louisiana Nursing Home Association.

(12) The executive director of the Advocacy Center for the Elderly and Disabled or his designee."

AMENDMENT NO. 12

On page 4, line 1, change "Section 2." to "Section 3."

On motion of Senator McPherson, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

Motion to Make Special Order

Senator Jackson asked for a suspension of the rules for the purpose of making Senate Bill No. 529 as amended, Special Order of the Day No. 1 on Wednesday, May 17, 2006, immediately following the Morning Hour.

SENATE BILL NO. 537—

BY SENATOR BROOME

AN ACT

To enact R.S. 28:451.7, relative to state developmental centers; to provide for the use of certain funds; and to provide for related matters.

Reported by substitute by the Committee on Health and Welfare. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. — (Substitute of Senate Bill No. 537 by Senator Broome)

BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 39:13(D) and to enact R.S. 28:826 and R.S. 39:13(E), relative to state facilities; to provide for the proceeds from the sale or lease of movable and immovable property previously operated by the Department of Health and Hospitals; to create the Community and Family Support System Fund as a special fund in the state treasury; to provide for deposit and use of monies in the fund; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 28:826 is hereby enacted to read as follows:

§826. Community and Family Support System Fund

A. There is hereby created, as a special fund in the state treasury, the Community and Family Support System Fund, hereafter sometimes referred to as "the fund."

B.(1) Notwithstanding any other provision of law to the contrary, after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay an amount equal to the amount collected by the state attributable to the sale or lease of all or part of any movable and immovable property previously operated by the Department of Health and Hospitals, office for citizens with developmental disabilities.

(2) Monies appropriated from the fund shall be used solely as provided by Subsection C of this Section and only in the amounts appropriated by the legislature. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to the fund following compliance with the requirements of Article VII, Section 9(B) relative to the Bond Security and Redemption Fund.

C.(1) Subject to annual appropriation by the legislature, the monies in the Community and Family Support System Fund shall be used solely to improve the capacity of the state to meet the varying and complex needs of individuals with developmental disabilities, with emphasis on increasing the number of recipients of waiver services.

(2) The monies in the fund shall not be used to displace, replace, or supplant appropriations from the state general fund for the state and Medicaid community-based developmental services below the amount of state general fund appropriations for the 2006-2007 Fiscal Year.

(3) For the purposes of this Section "waiver services" means Medicaid services provided under the New Opportunities Waiver, the Children's Choice Waiver, or any other Medicaid home and community based waiver for persons with developmental disabilities as promulgated by rule by the Department of Health and Hospitals.

Section 2. R.S. 39:13(D) is hereby amended and reenacted and R.S. 39:13(E) is hereby enacted to read as follows:

§13. Comprehensive state lands inventory; non-productive property; annual reporting; sale at public auction

D. The Except as provided in Subsection (E) of this Section, proceeds from the sale of non-productive property shall be placed in the state general fund.

E. Proceeds from the sale of property previously operated by the Department of Health and Hospitals, office for citizens with developmental disabilities, shall be deposited in and credited to the Community and Family Support System Fund as provided by R.S. 28:826.

On motion of Senator McPherson, the committee substitute bill was adopted and becomes Senate Bill No. 746 by Senator Broome, substitute for Senate Bill No. 537 by Senator Broome.

SENATE BILL NO. 746— (Substitute of Senate Bill No. 537 by Senator Broome)

BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 39:13(D) and to enact R.S. 28:826 and R.S. 39:13(E), relative to state facilities; to provide for the proceeds from the sale or lease of movable and immovable property previously operated by the Department of Health and Hospitals; to create the Community and Family Support System Fund as a special fund in the state treasury; to provide for deposit and use of monies in the fund; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 597—
BY SENATOR DARDENNE

AN ACT

To enact Part III of Chapter 1 of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:44 through 51, relative to public records; to provide for confidentiality of the addresses of registered voters who are victims of abuse; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Jones, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 602—
BY SENATOR MURRAY

AN ACT

To enact Chapter 13 of Title 45 of the Louisiana Revised Statutes of 1950 to be comprised of R.S. 45:1601 through 1603, relative to hurricane recovery emergency telephone service charge; to authorize the governing authority of any communications district to levy and collect a hurricane recovery emergency telephone charge; and to provide for related matters.

Reported by substitute by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. — (Substitute of Senate Bill No. 602 by Senator Murray)

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:9108(D) and to enact R.S. 33:9106.2 and 9108(E), relative to the Orleans Parish Communication District; to authorize a fixed rate for emergency telephone service charges; to provide for the services for which the 9-1-1 charges are applicable; to provide for a termination date of the fixed rate emergency telephone service charge; to provide relative to limiting liability of the district; and to provide for related matters.

Notice of intention to introduce this Act has been published.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 33:9108(D) is hereby amended and reenacted and R.S. 33:9106.2 and 9108(E) are hereby enacted to read as follows:

§9106.2. Fixed rate service charge; Orleans Parish

A. Many facilities utilized by the Orleans Parish Communication District, created pursuant to Act 155 of the 1982 Regular Legislative Session, and much equipment necessary for the reception of 9-1-1 emergency telephone calls, along with the dispatching of emergency responders, was damaged and greatly compromised by Hurricane Katrina, thus endangering the health and well-being of the citizens of Orleans Parish. It is the purpose of this Section to fund the repair and improvement of necessary equipment and facilities needed for this vital infrastructure in the parish of Orleans through fixed rate service charges.

B.(1) Notwithstanding any other law to the contrary, the governing authority of the Orleans Parish Communication District may, by a majority vote, establish a fixed rate emergency telephone service charge for 9-1-1 services. The fixed rate emergency telephone service charges shall be collected and remitted in the same manner as service charges are currently collected. Such service charges shall not exceed the following amounts:

(a) One dollar per exchange access line serving residential service users.

(b) Two dollars per exchange access line serving commercial service users (not to exceed one hundred lines per user).

(2) If the proceeds generated by the fixed rate emergency telephone service charges exceed the amount of monies necessary to fund the district, the district governing authority shall, by resolution, reduce the service charge rate to an amount adequate to fund the district. In lieu of reducing the service charge rate, the district governing authority may suspend such service charge, if the revenues generated therefrom exceed the amount of monies necessary to fund the district. The district governing authority

may, by resolution, reestablish the original emergency telephone service charge rate or lift the suspension thereof, if the amount of monies generated is not adequate to fund the district.

C. If such service charges are levied on a flat fee schedule of fixed rates, rates shall be uniform for each of the following classes of service:

(1) Exchange access line serving residential service users.

(2) Exchange access line serving commercial service users.

(3) Cellular, commercial mobile radio service (CMRS), or other wireless telecommunication service users.

* * *
§9108. Indemnification of board members; limitation of liability
* * *

D.(1) The provisions of Subsections B and C of this Section shall be applicable to the Jefferson Parish Communication District, its governing authority, the sheriff of Jefferson Parish, and service providers, wireless service providers, officers, directors, employees, and agents of the district.

(2) The provisions of Subsections B and C of this Section shall be applicable to the Orleans Parish Communication District, its governing authority, the sheriff and other law enforcement agencies of Orleans Parish, and service providers, wireless service providers, officers, directors, employees, and agents of the district.

E. On January 1, 2010, or thereafter, the Orleans Parish Communication District may, by a majority vote of the governing authority, reestablish the original emergency telephone service charge in an amount sufficient to fund the district, but not to exceed the highest amount assessed by any other communication district in the state.

On motion of Senator Michot, the committee substitute bill was adopted and becomes Senate Bill No. 747 by Senator Murray, substitute for Senate Bill No. 602 by Senator Murray.

SENATE BILL NO. 747— (Substitute of Senate Bill No. 602 by Senator Murray)

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:9108(D) and to enact R.S. 33:9106.2 and 9108(E), relative to the Orleans Parish Communication District; to authorize a fixed rate for emergency telephone service charges; to provide for the services for which the 9-1-1 charges are applicable; to provide for a termination date of the fixed rate emergency telephone service charge; to provide relative to limiting liability of the district; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 642—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 37:3103(A)(3), relative to auctioneers; to redefine the term "auction"; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 642 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, after "37:3103(A)(3)," insert "(3.1), and (4),"

AMENDMENT NO. 2

On page 1, at the end of line 2, change "term" to "terms"

AMENDMENT NO. 3

On page 1, at the beginning of line 3, between "auction" and the semicolon ";" insert ", "auction house," and "auctioneer""

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AMENDMENT NO. 4

On page 1, line 5, after "37:3103(A)(3)" delete "is" and insert ", (3.1), and (4) are"

AMENDMENT NO. 5

On page 1, between lines 14 and 15, insert the following:

"(3.1) "Auction house", "auction company", and "auction business" are synonymous and interchangeable terms and mean any entity, whether a sole proprietorship, partnership, limited liability partnership, limited liability company, corporation, or any other legal entity defined by the board, which arranges, manages, sponsors, advertises, or carries out two or more auctions within any twelve-month period and which regularly represents that goods are sold at auction. However, a public livestock auction business which exclusively auctions livestock and which is regulated as a public livestock market by the Louisiana State Livestock Sanitary Board pursuant to R.S. 3:2091 et seq. shall not be defined as an auction business for purposes of this Chapter. "Auction house," "auction company", and "auction business" shall not mean an entity which sells property through an Internet-based trading platform unless such entity's activities constitute an "auction" as defined in Paragraph (3) of this Subsection.

(4) "Auctioneer" means any person who, for another, with or without receiving or collecting a fee, commission, or other valuable consideration, sells or offers to sell property at an auction. "Auctioneer" shall not mean a person who sells property through an Internet-based trading platform unless such person's activities constitute an "auction" as defined in Paragraph (3) of this Subsection."

On motion of Senator Michot, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 675—

BY SENATOR MALONE AND REPRESENTATIVES MONTGOMERY AND JANE SMITH

AN ACT

To enact R.S. 27:326, relative to the Video Draw Poker Devices Control Law; to provide for elections on the proposition of whether video draw poker device operation may be conducted at truck stop facilities from locations in a precinct in Bossier Parish; to provide for the calling of an election by the governing authority pursuant to an application to locate a truck stop facility within the precinct; to provide for election procedures and effects; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Jones, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 680—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 37:961(2), relative to practical nurses; to provide for the delegation of certain activities to subordinate personnel; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 680 by Senator McPherson

AMENDMENT NO. 1

On page 1, delete line 16 and insert the following:

"including directing and supervising medication administration under rules"

AMENDMENT NO. 2

On page 2, line 9, after "safety of" and before "nursing care" insert "practical"

AMENDMENT NO. 3

On page 2, line 9, after "delivered" and before the comma ", " insert "under his supervision"

AMENDMENT NO. 4

On page 2, delete line 10 and insert the following:

"he subordinates personnel to perform."

On motion of Senator McPherson, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 684—

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 33:4702(B)(2), (6) and (7), (C), (E)(1), (F) through (I)(1) and (2), and (J), the introductory paragraph of R.S. 33:4703(C) and (C)(4), (7), (8), (9), (10), (11), (13) and (14), 4706(A), 4707(A)(1) through (10), (B) through (S), 4708(B), (C) and (D); to enact R.S. 33:4703(C)(15) through (18), 4707(A)(11) and (12), and (T) through (W); and to repeal R.S. 33:4702(E)(4) and (5), (I)(4), 4708(B)(5), and 4880, relative to the New Orleans Regional Business Park; to provide with respect to the initial terms of the members appointed to the board; to provide with respect to removal of members of the board; to provide for an executive director; to provide with respect to plans submitted by the board and the process related to such plans; to provide with respect to incurring debt and the limitation on bonded indebtedness; to provide with respect to the board of liquidation; to provide with respect to the character of the designated project areas; to provide with respect to the authorization of taxes and the issuance and sale of bonds and other instruments of indebtedness; to provide with respect to the use of district funds; to define terms; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 684 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 2, after "(F) through" delete the remainder of the line and on line 3, delete "(2) and"

AMENDMENT NO. 2

On page 1, line 6, after "and (5)" delete the remainder of the line and on line 7, delete "4708(B)(5),"

AMENDMENT NO. 3

On page 2, line 2, after "(F) through" delete the remainder of the line

AMENDMENT NO. 4

On page 2, line 9, delete "(1)"

AMENDMENT NO. 5

On page 29, line 27, delete ", (I)(4), 4708(B)(5),"

On motion of Senator Jones, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 687—

BY SENATOR DARDENNE

AN ACT

To enact R.S. 42:1123(37), relative to the Code of Governmental Ethics; to authorize certain insurance producers to serve as a professional insurance advisor or an insurance producer of record to a governmental entity; to provide for payment of compensation under certain circumstances; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 687 by Senator Dardenne

AMENDMENT NO. 1

On page 2, between lines 14 and 15 insert the following:

"(iii) Any such insurance producer who serves as a professional insurance advisor, prior to his designation or selection as such, shall disclose to the governmental entity, in writing, the names of the insurers from whom the professional insurance advisor, or any person in which he owns a substantial economic interest, receives income. This disclosure shall also state that the professional insurance advisor earns a commission from these insurance companies and may earn incentive compensation based on a variety of factors including overall volume or profitability of insurance business written with these insurers."

AMENDMENT NO. 2

On page 2, delete lines 16 through 21 and insert the following:

"(i) An insurance producer serving as a producer of record for a governmental entity shall not serve in any decision-making capacity to the governmental entity and shall not participate in the selection of any insurer. Once the governmental entity has selected an insurer, the producer of record may provide all the normal services as a producer of record, including recommendations as to coverage."

On motion of Senator Jones, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 727— BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 39:1533(A) and to enact Chapter 18 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:871 through 876, and R.S. 36:254(J) and 258(J), relative to human services; to provide for a self-insurance fund; to create the Northeast Delta Human Services Authority; to provide for powers, duties, and functions of the authority; to create a governing board and provide for membership, powers, duties, and functions; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the authority; to provide for the transfer of employees; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 727 by Senator Ellington

AMENDMENT NO. 1

On page 4, line 14, after "**authority**" and before "**shall**" insert "**, in accordance with R.S. 28:382.2 and the framework created pursuant thereto,**"

AMENDMENT NO. 2

On page 4, line 25, after "**disorders**," delete the remainder of the line, and delete lines 26 through 28

AMENDMENT NO. 3

On page 5, delete lines 7 through 29, and on page 6, delete lines 1 through 3

AMENDMENT NO. 4

On page 11, between lines 4 and 5, insert the following:

"Section 3. The provisions of this Act shall become effective

when adequate funds are appropriated by the legislature to implement this Act. Until such appropriation is made, the governing board shall act as an advisory board to the department regarding the issues of developmental disabilities, mental health, and substance abuse with the Department of Health and Hospitals Region 8 of Louisiana. The board may also make recommendations regarding the providing of inpatient psychiatric services within the region."

AMENDMENT NO. 5

On page 11, line 5, change "Section 5." to "Section 4."

On motion of Senator McPherson, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

House Bills and Joint Resolutions on Second Reading Reported by Committees

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE BILL NO. 96—

BY REPRESENTATIVES HUTTER, BARROW, BRUCE, BURRELL, FRITH, KLECKLEY, LAFONTA, T. POWELL, GARY SMITH, STRAIN, TRAHAN, WADDELL, WALSWORTH, AND WHITE

AN ACT

To enact R.S. 37:853, relative to funeral establishments; to provide for identification on caskets; to provide for promulgation of rules; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 352—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 12:142.1(A), relative to dissolution of a corporation; to provide for the qualifications for dissolution by affidavit; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 356—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 6:333(F)(13), relative to disclosure of financial records pursuant to a criminal investigation; to provide authorization for disclosure; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 356 by Representative Martiny

AMENDMENT NO. 1

On page 1, after line 17, insert the following:

"* * *

On motion of Senator Michot, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

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HOUSE BILL NO. 602—

BY REPRESENTATIVES PINAC, BRUCE, BURRELL, CROWE, DOERGE, FRITH, KLECKLEY, T. POWELL, RITCHIE, GARY SMITH, STRAIN, WADDELL, WALSWORTH, AND WINSTON

AN ACT

To enact R.S. 6:1096(E)(3) and R.S. 9:3532.1(C), relative to prepayment penalties; to prohibit prepayment penalties under certain circumstances for consumer credit transactions and residential mortgage loans; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 616—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3573.2(B)(5) and (7), 3573.4(E), and 3573.11(C)(introductory paragraph), to enact R.S. 9:3573.1(J) and (K) and 3573.9(M), (N), and (O), and to repeal R.S. 9:3573.5, relative to credit repair service organizations; to provide for denial of applications; to provide for changes of control of such organizations; to limit certain exemptions; to prohibit reapplication after license revocation for a certain period of time; to provide relative to hearing and court costs; to increase the surety bond; to provide relative to the finality of administrative and judicial hearings; to provide relative to inspection of certain orders; to repeal the provisions relative to annual registration statements; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 796—

BY REPRESENTATIVES MARTINY, ANSARDI, AND THOMPSON AND SENATORS LENTINI AND MCPHERSON

AN ACT

To enact R.S. 49:170.14, relative to state symbols; to provide for the official state song for Hurricane Katrina and Hurricane Rita recovery efforts; to provide for the official state troubadour; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 798—

BY REPRESENTATIVE HUTTER

AN ACT

To enact Chapter 19-E of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1751 through 1754, relative to anti-phishing provisions; to provide for definitions; to provide for unlawful requests; to provide for remedies; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 931—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3512(8), 3515(A)(1)(a), 3561(D)(1), and 3572.1 and to enact R.S. 9:3554.2, 3554.3, and 3558(E), relative to the Louisiana Consumer Credit Law; to provide for the inclusion of federally related mortgage loans when authorized by contract; to provide relative to stored value cards; to prohibit reapplication for licensure within a certain time period after revocation; to provide relative to costs of appeals and disposition of final judgments and decisions; to provide for

changes of control of a consumer loan license; to provide relative to the definition of loan broker; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 931 by Representative Pinac

AMENDMENT NO. 1

On page 4, line 4, after "control of" insert "more than"

On motion of Senator Michot, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 988—

BY REPRESENTATIVES TRAHAN, BARROW, BRUCE, BURRELL, CROWE, DOERGE, FRITH, KLECKLEY, T. POWELL, RITCHIE, GARY SMITH, STRAIN, WADDELL, WALSWORTH, AND WINSTON

AN ACT

To amend and reenact R.S. 51:1402(4), (5), and (6), 1404(A)(introductory paragraph) and (1)(b) and (6), (B), and (C), 1405, 1406(3), 1407, 1408, 1409(A), (B), and (D), 1410, 1411(A) and (C), 1412(A) and (C), 1416, and 1417, to enact R.S. 51:1403, and to repeal R.S. 51:1404(A)(5), relative to the Unfair Trade Practices and Consumer Protection Law; to provide for definitions; to provide for the duties of the Governor's Consumer Protection Division; to provide for penalties for violations against elder persons; to provide for additional relief; to provide for investigative demands; to provide for investigative depositions; to provide for civil penalties; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE BILL NO. 22—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 9:4106(A)(2), relative to mediators and the Louisiana Mediation Act; to provide relative to qualifications of mediators; to provide relative to persons who served as judges; and to provide for related matters.

Floor Amendments Sent Up

Senator Quinn sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Quinn to Engrossed Senate Bill No. 22 by Senator Smith

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 9:4106(A)(2)" to "R.S. 9:4103(A) and 4106(A)(2)"

AMENDMENT NO. 2

On page 1, line 3, between "Act;" and "to" insert "to authorize court ordered mediation at the request of one party;"

AMENDMENT NO. 3

On page 1, line 6, change "R.S. 9:1406(A)(2) is" to "R.S. 9:4103(A) and 4106(A)(2) are"

AMENDMENT NO. 4

On page 1, between lines 6 and 7, insert the following:
"§4103. Referral of a case for mediation; exceptions
A. On motion of any party, a court may order the referral of a civil case for mediation. Upon filing of an objection to mediation by any party within fifteen days after receiving notice of the order, the mediation order shall be rescinded.
* * *

On motion of Senator Quinn, the amendments were adopted.

The bill was read by title. Senator Smith moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Duplessis, Mount, Adley, Dupre, Murray, Amedee, Fontenot, Nevers, Bajoie, Gautreaux N, Quinn, Barham, Heitmeier, Romero, Boasso, Jackson, Schedler, Broome, Jones, Shepherd, Cain, Kostelka, Smith, Chaisson, Lentini, Theunissen, Cheek, Malone, Ullo, Cravins, McPherson, Dardenne, Michot, Total - 34

NAYS

Total - 0

ABSENT

Table with 3 columns: Ellington, Gautreaux B, Marionneaux, Fields, Hollis, Total - 5

The Chair declared the amended bill was passed. The title was read and adopted. Senator Smith moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 34— BY SENATORS LENTINI AND HOLLIS AN ACT

To amend and reenact R.S. 13:1701(5) and 1702(A)(1) and (4) and to enact R.S. 13:1702(A)(5), relative to child custody; to provide relative to the designation of the home state of the child; to increase the required period of time of residence of the child to determine such designation when the child is evacuated due to a declared emergency or disaster; to provide relative to jurisdiction of a court of Louisiana relative to child custody matters when a child has been removed from the state; to require resumption of such jurisdiction under certain circumstances; to provide for definitions; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 34 by Senator Lentini

AMENDMENT NO. 1

On page 2, line 7, following "an" and before "reason" change "unforseen" to "unforeseen"

AMENDMENT NO. 2

On page 2, lines 8 and 27, following "period" and before "time" insert "of"

AMENDMENT NO. 3

On page 2, line 26, at the beginning of the line and before "reason" change "unforseen" to "unforeseen"

AMENDMENT NO. 4

On page 3, delete line 5

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Lentini moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dardenne, McPherson, Adley, Duplessis, Michot, Amedee, Dupre, Mount, Bajoie, Fontenot, Murray, Barham, Gautreaux N, Nevers, Boasso, Heitmeier, Romero, Broome, Jackson, Schedler, Cain, Jones, Shepherd, Chaisson, Kostelka, Smith, Cheek, Lentini, Theunissen, Cravins, Malone, Ullo, Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Ellington, Gautreaux B, Marionneaux, Fields, Hollis, Quinn, Total - 6

The Chair declared the amended bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 48— BY SENATORS FONTENOT, MOUNT AND SCHEDLER AN ACT

To enact R.S. 40:1238.1, 1238.2, and 1238.3, relative to public health and safety; to prohibit certain acts without a prescription for legend drugs; to prohibit prescriptions in certain circumstances; to provide for exceptions; to provide for penalties; and to provide for related matters.

The bill was read by title. Senator Fontenot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Duplessis, Mount

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Adley	Dupre	Murray
Amedee	Fontenot	Nevers
Bajoie	Heitmeier	Romero
Barham	Jackson	Schedler
Boasso	Jones	Shepherd
Broome	Kostelka	Smith
Cain	Lentini	Theunissen
Cheek	Malone	Ullo
Cravins	McPherson	
Dardenne	Michot	
Total - 31		

NAYS

Total - 0

ABSENT

Chaisson	Gautreaux B	Marionneaux
Ellington	Gautreaux N	Quinn
Fields	Hollis	
Total - 8		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Fontenot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 117—
BY SENATOR MURRAY

AN ACT

To amend and reenact Code of Civil Procedure Art. 1732(1), relative to limitations on jury trials; to provide relative to the monetary threshold necessary to request a jury trial; and to provide for related matters.

Floor Amendments Sent Up

Senator Malone sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Malone and Smith to Engrossed Senate Bill No. 117 by Senator Murray

AMENDMENT NO. 1

On page 1, delete lines 11 through 13 and insert the following:
"exceeds ~~forty~~ **ten** thousand dollars exclusive of interest of costs."

Senator Malone moved adoption of the amendments.

Senator Murray objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Malone	Smith
Boasso	Michot	
Fontenot	Romero	
Total - 7		

NAYS

Mr. President	Duplessis	Mount
Amedee	Dupre	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Broome	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Theunissen
Dardenne	Lentini	
Total - 23		

ABSENT

Cain	Fields	Marionneaux
Cravins	Gautreaux B	McPherson
Ellington	Hollis	Ullo
Total - 9		

The Chair declared the amendments were rejected.

The bill was read by title. Senator Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Cravins	Jones
Broome	Dupre	Murray
Chaisson	Jackson	
Total - 8		

NAYS

Adley	Gautreaux N	Quinn
Amedee	Heitmeier	Schedler
Barham	Kostelka	Shepherd
Boasso	Lentini	Smith
Cheek	Malone	Theunissen
Dardenne	Michot	Ullo
Duplessis	Mount	
Fontenot	Nevers	
Total - 22		

ABSENT

Mr. President	Fields	Marionneaux
Cain	Gautreaux B	McPherson
Ellington	Hollis	Romero
Total - 9		

The Chair declared the bill failed to pass.

Notice of Reconsideration

Senator Murray, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

SENATE BILL NO. 164—
BY SENATOR MOUNT

AN ACT

To enact R.S. 32:289, relative to operating motor vehicles; to prohibit the use of certain cellular phones or other mobile telecommunication devices by anyone eighteen years of age and younger while operating a motor vehicle; to provide for exceptions; to provide for penalties; and to provide for related matters.

On motion of Senator Mount, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 178—
BY SENATOR KOSTELKA

AN ACT

To enact R.S. 14:95(K), relative to illegal carrying and discharge of weapons; to provide for certain exemptions from the prohibition of carrying concealed weapons for retired justices and judges who are qualified annually by the Council on Peace Officer Standards and Training; and to provide for related matters.

The bill was read by title. Senator Kostelka moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Michot
Adley	Dupre	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Jackson	Schedler
Broome	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Dardenne	McPherson	

Total - 32

NAYS

Total - 0

ABSENT

Cain	Gautreaux B	Romero
Ellington	Hollis	
Fields	Marionneaux	

Total - 7

The Chair declared the bill was passed. The title was read and adopted. Senator Kostelka moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 248—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 15:574.23, relative to parole; to authorize the Board of Parole to release an offender on medically recommended intensive supervision; to require the promulgation of rules and regulations to administer the program; to require the department to work with Department of Health and Hospitals to assure the use of Medicare and Medicaid funding for the operation of such program; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 248 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 22, following "**or**" and before "**a condition**" change "**having**" to "**have**"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 248 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 12, change "**under the following conditions**" to "**after all of the following conditions are met**"

AMENDMENT NO. 2

On page 1, at the end of line 15, change the semi-colon ";" to a period "."

AMENDMENT NO. 3

On page 2, line 1, change "**;** **and**" to a period "."

On motion of Senator McPherson, the amendments were adopted.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 248 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 9, after "**report**" insert "**no less than**"

AMENDMENT NO. 2

On page 2, line 10, after "**basis of**" insert "**any**"

On motion of Senator McPherson, the amendments were adopted.

The bill was read by title. Senator McPherson moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Murray
Amedee	Duplessis	Schedler
Bajoie	Dupre	Smith
Broome	Fontenot	Theunissen
Chaisson	Jackson	Ullo
Cheek	Jones	
Cravins	McPherson	

Total - 19

NAYS

Adley	Heitmeier	Malone
Barham	Kostelka	Mount
Boasso	Lentini	Nevers

Total - 9

ABSENT

Cain	Gautreaux N	Quinn
Ellington	Hollis	Romero
Fields	Marionneaux	Shepherd
Gautreaux B	Michot	

Total - 11

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator McPherson, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

SENATE BILL NO. 375—

BY SENATOR ADLEY

AN ACT

To enact R.S. 29:732.1, relative to contractual relationships; to provide for contracts or agreements executed during, or as a result of, a state disaster or emergency; to provide for violation

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of contractual provisions; and to provide for related matters.

On motion of Senator Adley, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 455— BY SENATOR MALONE

AN ACT

To amend and reenact Section 6 of Act 169 of the 2005 Regular Session of the Legislature of Louisiana, relative to recordation of documents in the mortgage and conveyance records and the consolidation of the laws affecting the recordation of documents; to provide relative to mineral rights and certain civil actions; to provide an exemption for certain mineral leases; and to provide for related matters.

The bill was read by title. Senator Malone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Total - 32; Dardenne, Duplessis, Dupre, Fontenot, Gautreaux N, Heitmeier, Jackson, Jones, Kostelka, Lentini, Malone; McPherson, Michot, Mount, Murray, Nevers, Quinn, Schedler, Smith, Theunissen, Ullo.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Ellington, Fields, Gautreaux B, Total - 7; Hollis, Marionneaux, Romero; Shepherd.

The Chair declared the bill was passed. The title was read and adopted. Senator Malone moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 502— BY SENATOR HEITMEIER

AN ACT

To enact R.S. 14:329.9, relative to the crime of price gouging; to provide for the elements of the crime of price gouging; to provide for penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 502 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 13, following "either" insert "of the following"

AMENDMENT NO. 2

On page 1, line 16, change "emergency; or" to "emergency."

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Barham sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Engrossed Senate Bill No. 502 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 12, after "within" delete the remainder of the line and line 13 and insert:

"the state of Louisiana, at either of the following:"

AMENDMENT NO. 2

On page 2, line 9, after "occur" delete the remainder of the line and on line 10 delete "area of emergency or disaster" and insert:

"in the state of Louisiana"

AMENDMENT NO. 3

On page 2, at the beginning of line 13, insert:

"the governor,"

On motion of Senator Barham, the amendments were adopted.

Floor Amendments Sent Up

Senator Duplessis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Engrossed Senate Bill No. 502 by Senator Heitmeier

AMENDMENT NO. 1

On page 2, line 10, after "trends" delete the remainder of the line and line 11 and insert a period

On motion of Senator Duplessis, the amendments were adopted.

The bill was read by title. Senator Heitmeier moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Total - 34; Duplessis, Dupre, Fontenot, Gautreaux N, Heitmeier, Jackson, Jones, Kostelka, Lentini, Malone, McPherson, Michot; Mount, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Ellington, Fields, Total - 5; Gautreaux B, Hollis; Marionneaux.

The Chair declared the amended bill was passed. The title was

read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 515—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 15:150(A), (C)(1), and (F)(1) and to enact R.S. 15:150(B)(4) and (C)(4), relative to right to counsel; to provide for regional indigent defense service centers; to provide that a regional defense service center shall include a regional non-capital felony and misdemeanor defense service center; to provide for the application of funds; and to provide for related matters.

On motion of Senator Cravins, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 522—

BY SENATOR CHEEK

AN ACT

To enact R.S. 27:326, relative to the Video Draw Poker Devices Control Law; to provide with respect to promoting and encouraging the play of video draw poker devices; to provide for a restriction on the offering of food or beverages free of charge; to provide for applicability; and to provide for related matters.

On motion of Senator Cheek, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 583—

BY SENATOR FONTENOT

AN ACT

To enact R.S. 30:2413.1, relative to environmental quality; to require the secretary of the Department of Environmental Quality to develop and implement a comprehensive debris management plan for certain debris generated by natural disasters; and to provide for related matters.

The bill was read by title. Senator Fontenot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	McPherson
Adeley	Duplessis	Michot
Amedee	Dupre	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Jackson	Romero
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Ellington	Gautreaux B	Marionneaux
Fields	Hollis	Schedler
Total - 6		

The Chair declared the bill was passed. The title was read and adopted. Senator Fontenot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 645—

BY SENATOR MOUNT AND REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 13:1, 474, 477(introductory paragraph), 691(A), 759, 842(A), 846(A)(introductory paragraph), and 901, R.S. 18:402(D), and R.S. 44:71; to enact R.S. 13:474.1, 477(41), 621.41, 621.42, 621.43, 714.1, 714.2, 751.1, 751.2, 751.3, 841.3, 983, 996.62 through 996.64, and Chapter 2-A of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:181 through 185; and to repeal R.S. 9:2745, R.S. 13:471, 1001 through 1147, 1271 through 1305, 1312, 1335 through 1347, and 1381.1 through 1400, R.S. 18:514(B), and Part III of Chapter 5 of Title 35 of the Louisiana Revised Statutes of 1950, comprised of R.S. 35:321 through 338, and Chapter 3 of Title 44 of the Louisiana Revised Statutes of 1950, comprised of R.S. 44:201 through 268, relative to the reorganization and consolidation of courts, offices, and officers of the judicial system in and for certain parishes; to provide relative to the register of conveyances and recordation for certain parishes; to provide, delineate, and otherwise designate the powers, authority, duties, functions, compensation, fees, and related matters concerning the civil and criminal district courts, clerks of the civil and criminal courts, the office and custodian of notarial records, the office of the register of conveyances, the office of the recorder of mortgages, and other judicial officers and officials for certain parishes, to create the Forty-First Judicial District, its subsequent courts, magistrate, and commissioners, to create the Consolidated Expense Fund for the Forty-First Judicial District and the Consolidated Expense Fund Board; to provide for the consolidation of certain offices and judicial expense funds; to provide for the election of a single clerk of court for certain parishes commencing with the next election for parochial and municipal officers in the parishes; to provide for effective dates; to abolish the office of the register of conveyances, the office of the recorder of mortgages, and the office and custodian of notarial records; to provide transitional provisions; to provide for the reduction by attrition of judges upon retirement pursuant to recommendations of the Judicial Council; to request the Judicial Council to review and make recommendations on the optimum number of district court judges in certain parishes based on certain data; to request the Louisiana State Law Institute to change statutory references including the renumbering of provisions consistent with the provisions of this Act; to provide for an effective date; to provide for a referendum in Orleans Parish; and to provide for related matters.

On motion of Senator Mount, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 718—

BY SENATORS CHAISSON, BOASSO, DUPLESSIS, LENTINI, QUINN, SHEPHERD AND ULLO

AN ACT

To enact R.S. 30:2154(B)(2)(h), (i), and (j), relative to environmental quality; to provide for the authority of the secretary of the Department of Environmental Quality; to require the secretary to determine the present capacity for acceptance of anticipated construction and demolition debris related to Hurricane Katrina of all Type I, Type II, and Type III permitted landfills in certain parishes; to prohibit the permitting of certain additional landfills; and to provide for related matters.

On motion of Senator Dupre, the bill was read by title and returned to the Calendar, subject to call.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

May 11, 2006

Called from the Calendar

Senator Quinn asked that Senate Bill No. 296 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 296— BY SENATOR QUINN AND REPRESENTATIVE TOOMY AND SENATOR HINES

A JOINT RESOLUTION

Proposing to amend Article VI, Section 14(A) and (B)(3) and to add Article VI, Section 14(B)(8) and (9) of the Constitution of Louisiana, to provide that no law, unless enacted by two-thirds of the elected members of each house of the legislature, requiring increased expenditures for any purpose shall be applicable to a city, parish, or other local public school board except under certain circumstances; to provide for exceptions to such prohibition; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Floor Amendments Sent Up

Senator Quinn sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Quinn to Engrossed Senate Bill No. 296 by Senator Quinn

AMENDMENT NO. 1 On page 1, line 2, after "Section 14" delete the remainder of the line and on line 3, delete "14(B)(8) and (9)"

AMENDMENT NO. 2 On page 1, line 12, after "Section 14" delete the remainder of the line

AMENDMENT NO. 3 On page 1, line 15, after "(A)" insert "(1)"

AMENDMENT NO. 4 On page 2, lines 6 and 7, change "This Section shall not apply to a school board." to "This Section Paragraph shall not apply to a school board."

AMENDMENT NO. 5 On page 2, line 8, change "(B)" to "(B) (2)" and change "Section" to "Section Paragraph"

AMENDMENT NO. 6 On page 2, delete lines 9 through 13 and insert the following: (1) (a) A law requested by the governing authority of the affected political subdivision.

(2) (b) A law defining a new crime or amending an existing crime.

(3) (c) A law enacted and effective prior to the adoption of the amendment of this Section by the electors of the state in 1991.

(4) (d) A law enacted, or state executive order, rule, or regulation promulgated, to comply with a federal mandate.

(5) (e) A law providing for civil service, minimum wages, hours, working conditions, and pension and retirement benefits, or vacation or sick leave benefits for firemen and municipal policemen.

(6) (f) Any instrument adopted or enacted by two-thirds of the elected members of each house of the legislature and any rule or regulation adopted to implement such instrument or adopted pursuant thereto.

(7) (g) A law having insignificant fiscal impact on the affected political subdivision.

(B)(1) No law requiring increased expenditures within a city, parish, or other local public school system for any purpose shall become effective within such school system until approved by a resolution adopted by the school board governing the affected school system or until, and only as long as, the legislature appropriates funds for the purpose to the affected school system and only to the extent and amount that such funds are provided, or until a law provides for a local source of revenue within the

school system for the purpose and the affected school board is authorized by ordinance or resolution to levy and collect such revenue and only to the extent and amount of such revenue. This Subsection shall not apply to any political subdivision to which Paragraph (A) of this Section applies.

(2) This Paragraph shall not apply to:

(a) A law requested by the school board of the affected school system.

(b) A law defining a new crime or amending an existing crime.

(c) A law enacted and effective prior to the adoption of the amendment of this Section by the electors of the state in 2006.

(d) A law enacted to comply with a federal mandate.

(e) Any instrument adopted or enacted by two-thirds of the elected members of each house of the legislature.

(f) A law having insignificant fiscal impact on the affected school system."

AMENDMENT NO. 7

On page 2, line 14, change "(8)" to "(g)"

AMENDMENT NO. 8

On page 2, line 18, change "(9)" to "(h)"

AMENDMENT NO. 9

On page 3, line 8, after "Article" delete the remainder of the line and delete line 9 and insert "VI, Section 14)"

On motion of Senator Quinn, the amendments were adopted.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed Senate Bill No. 296 by Senator Quinn

AMENDMENT NO. 1

On page 1, line 2, after "(B)(3)" insert "and (5)"

AMENDMENT NO. 2

On page 1, line 12, after "(B)(3)" insert "and (5)"

AMENDMENT NO. 3

On page 2, between lines 13 and 14 insert the following: (5) A law providing for civil service, minimum wages, hours, working conditions, and pension and retirement benefits, or vacation or sick leave benefits for firemen and municipal policemen and for the employees of city, parish, and other local public school boards.

* * *

Senator Heitmeier moved adoption of the amendments.

Senator Quinn objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis McPherson Broome Heitmeier Mount Cheek Jackson Murray Cravins Jones Shepherd Total - 12

NAYS

Adley Dupre Quinn Amedee Fontenot Romero Bajojie Gautreaux N Schedler

Barham	Kostelka	Smith
Boasso	Lentini	Theunissen
Cain	Malone	Ullo
Chaisson	Michot	
Dardenne	Nevers	
Total - 22		

ABSENT

Ellington	Gautreaux B	Marionneaux
Fields	Hollis	
Total - 5		

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed Senate Bill No. 296 by Senator Quinn

AMENDMENT NO. 1

On page 2, delete lines 14 and 15, and insert the following:

"(9) The formula for the Minimum Foundation Program of"

On motion of Senator Adley, the amendments were adopted.

The bill was read by title. Senator Quinn moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Michot
Adley	Dupre	Mount
Amedee	Ellington	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Dardenne	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Fields	Hollis
Gautreaux B	Marionneaux
Total - 4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Quinn moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Michot asked that Senate Bill No. 207 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 207—
BY SENATORS MICHOT AND HOLLIS
AN ACT

To enact R.S. 51:1783(10), relative to the Louisiana Enterprise Zone Act; to define the term "residential type development"; and to provide for related matters.

Floor Amendments Sent Up

Senator Michot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed Senate Bill No. 207 by Senator Michot

AMENDMENT NO. 1

On page 1, line 2, between "51:1783(10)" and the comma "," insert "and 1787(K)"

AMENDMENT NO. 2

On page 1, line 3, after "development;" insert "to provide for additional business enterprises eligible for participation in the Louisiana Enterprise Zone Act;"

AMENDMENT NO. 3

On page 1, line 5 after "51:1783(10)" delete "is" and insert "and 1787(K) are"

AMENDMENT NO. 4

On page 1, line 10, after "**Residential**" delete "**type**"

AMENDMENT NO. 5

On page 1, after line 11, insert the following:

" §1787. Incentives
* * * * *

K. The rebate of sales and use tax provided for in this Section shall be available to multi-family housing developments that meet all of the following criteria:

(1) Are located in the areas defined in the 2005 Gulf Opportunity Zone Act as the "Gulf Opportunity Zone" or the "Rita Gulf Opportunity Zone" meaning that portion of the Hurricane Katrina disaster area or the Hurricane Rita disaster area determined by the President of the United State to warrant individual or individual and public assistance from the federal government under the Robert T. Stafford Disaster Relief and Emergency Assistance Act by reason of Hurricane Katrina or Hurricane Rita.

(2) Consists of a minimum of fifty units on a contiguous site.

(3) Creates a minimum of two net new permanent jobs to be in place within the first two years of the contract period, in lieu of the job creation requirements found in R.S. 51:1787(B)(6)(a), (D)(6), and (H)(5).

(4) Meet all other requirements of this Chapter.

Section 2. The provisions of this Act shall apply to multi-family housing developments for which an Advance Notification Form has been filed on or before December 31, 2011.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator Michot, the amendments were adopted.

The bill was read by title. Senator Michot moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Michot
Adley	Dupre	Mount
Amedee	Ellington	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Dardenne	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Fields	Hollis
Gautreaux B	Marionneaux
Total - 4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

May 11, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 72— BY SENATORS DUPRE AND B. GAUTREAU AND REPRESENTATIVES BALDONE, DARTEZ AND DOVE

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to immediately authorize the Morganza to the Gulf Hurricane Protection Project, and to urge and request the U.S. Army Corps of Engineers to include such recommendation in its pending interim report to Congress.

Reported without amendments.

Respectfully submitted, ALFRED W. SPEER Clerk of the House of Representatives

Introduction of Resolutions, Senate and Concurrent

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 69—

BY SENATORS DUPLESSIS, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAU, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

A RESOLUTION

To commend and congratulate the Louisiana students participating in The Hamburg Ten project, extend best wishes for a productive stay in Germany, and thank the sponsors of the trip for their efforts.

On motion of Senator Duplessis, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 83—

BY SENATOR BOASSO

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to reconsider the decision to exclude Plaquemines Parish from the federal plan to invest \$2.5 billion for levee re-enhancement in south Louisiana.

The resolution was read by title; lies over under the rules.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 11, 2006

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 82—

BY SENATOR BARHAM

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Environmental Quality to participate in and monitor the activities related to the proposed permitting of the El Dorado Wastewater Effluent Pipeline.

SENATE CONCURRENT RESOLUTION NO. 63—(Duplicate of House Concurrent Resolution No. 155)

BY SENATOR HINES AND REPRESENTATIVE SALTER AND COAUTHORED BY SENATORS BAJOIE, HEITMEIER, ADLEY, AMEDEE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, B. GAUTREAU, N. GAUTREAU, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES DORSEY, ALARIO, ALEXANDER, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GRAY, E. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, JACKSON, JEFFERSON, JOHNS, KATZ, KENNEY, KLECKLEY, LAFLEUR, LAFONTA, MARCHAND, MARTINY, MCDONALD, MONTGOMERY, ODINET, PIERRE, PINAC, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE,

ROMERO, GARY SMITH, JACK SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER AND WALSWORTH

A CONCURRENT RESOLUTION

To approve The Road Home Housing Programs Action Plan Amendment for Disaster Recovery Funds and certain other administrative, planning, and technical assistance costs proposed by the Louisiana Recovery Authority and approved by the governor, the Joint Legislative Committee on the Budget, the House Committee on Appropriations, and the Senate Committee on Finance; and to provide for other matters pertaining thereto.

SENATE CONCURRENT RESOLUTION NO. 73—

BY SENATORS FIELDS, FONTENOT, BROOME, CAIN, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAU, HINES, JACKSON, JONES, MARIONNEAUX, MURRAY, NEVERS, QUINN, SHEPHERD AND THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Homeland Security and Emergency Preparedness to establish a statewide planning and mapping system of public buildings for use as shelters to accommodate persons in need of being placed in a safe environment whenever a state of emergency has been declared due to a natural disaster.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 11, 2006

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Bills have been properly enrolled:

SENATE BILL NO. 206— (Duplicate of House Bill No. 662)

BY SENATOR NEVERS AND REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 23:1310.3(A), (B)(1), (C), (D), and (E), relative to workers' compensation disputed claims; to provide for the filing of pleadings; to provide for the request of initial mediations; to provide for service of the disputed claim; to provide for the jurisdiction of the court; and to provide for related matters.

SENATE BILL NO. 324— (Duplicate of House Bill No. 801)

BY SENATOR NEVERS AND REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 23:1168.3 through 1168.12 and to repeal R.S. 23:1168(D), relative to workers' compensation; to provide with respect to self-insured employers; to provide for grounds for default, forfeiture of security and records of claims; to provide for the duties of the director; to provide for deposit of monies collected as security; to provide for the appointment of assistants; to provide for the priority of claims; to provide for time frames for filing claims; to provide for proof of claims; to provide for appeals of the decisions of the director; to provide for confidentiality of certain proceedings and records; to provide for the immunity of certain staff; to provide for the cooperation of officers, owners and employees of a self-insured employer; to provide for penalties; and to provide for related matters.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 11, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 70—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources to deny requests for the issuance of drilling permits in Iberia and Vermilion parishes.

HOUSE CONCURRENT RESOLUTION NO. 170—

BY REPRESENTATIVE SCALISE

A CONCURRENT RESOLUTION

To urge and request the attorney general and the legislative auditor to continue to pursue all options necessary to permit the state to have an accurate accounting of assistance for which the state is required to pay a portion of the costs and to urge and request the Louisiana congressional delegation to support such efforts.

HOUSE CONCURRENT RESOLUTION NO. 177—

BY REPRESENTATIVE GEYMANN

A CONCURRENT RESOLUTION

To commend and celebrate the accomplishments of Regan Drake Caro of the Boy Scouts of America Troop 88 in Westlake, Louisiana, on the memorable and historic occasion of his attainment of the prestigious rank of Eagle Scout.

HOUSE CONCURRENT RESOLUTION NO. 179—

BY REPRESENTATIVES HUTTER AND ODINET

A CONCURRENT RESOLUTION

To commend Fire Chief Thomas Stone and the firefighters of the St. Bernard Parish Fire Department for their outstanding response to Hurricane Katrina.

HOUSE CONCURRENT RESOLUTION NO. 181—

BY REPRESENTATIVES HUTTER AND ODINET

A CONCURRENT RESOLUTION

To commend Sheriff Jack A. Stephens and the deputies of the St. Bernard Parish Sheriff's Office for their outstanding response to Hurricane Katrina.

HOUSE CONCURRENT RESOLUTION NO. 183—

BY REPRESENTATIVE MORRISH

A CONCURRENT RESOLUTION

To commend William Allen Lormand upon being named Louisiana's 2006 Elementary School Student of the Year and to recognize his extraordinary accomplishments.

HOUSE CONCURRENT RESOLUTION NO. 184—

BY REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To express the support of the Louisiana Legislature for the shrimp industry and for the 2006 Bonne Crevette celebration of Louisiana shrimp.

May 11, 2006

HOUSE CONCURRENT RESOLUTION NO. 185—
BY REPRESENTATIVE CRAVINS
A CONCURRENT RESOLUTION

To commend Mary Ann Broussard upon the occasion of her retirement after serving in the St. Landry Parish school system since 1979.

HOUSE CONCURRENT RESOLUTION NO. 186—
BY REPRESENTATIVE CRAVINS
A CONCURRENT RESOLUTION

To recognize the month of May 2006 as American Stroke Month in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 187—
BY REPRESENTATIVE GEYMAN
A CONCURRENT RESOLUTION

To commend Mr. Leo Murray upon his retirement after thirty years of teaching music in Louisiana's public schools.

HOUSE CONCURRENT RESOLUTION NO. 188—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To commend Bishop Talben T. Pope, pastor of Inspired Revelation Word of Faith Ministries, Inc. in Bossier City for his creation and direction of the "Souls Lest I Die" Campaign and to recognize his outstanding accomplishments and contributions.

HOUSE CONCURRENT RESOLUTION NO. 169—
BY REPRESENTATIVES SCALISE, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION

To commend DynMcDermott Petroleum Operations Company for being selected as a 2005 recipient of the Malcolm Baldrige National Quality Award for management excellence.

HOUSE CONCURRENT RESOLUTION NO. 171—
BY REPRESENTATIVE BARROW AND SENATORS BROOME AND FIELDS

A CONCURRENT RESOLUTION

To commend the Glen Oaks High School Security Dads.

HOUSE CONCURRENT RESOLUTION NO. 172—
BY REPRESENTATIVE BARROW AND SENATORS BROOME AND FIELDS

A CONCURRENT RESOLUTION

To commend the Glen Oaks High School Lady Panthers basketball team upon winning the Class 4A state championship.

HOUSE CONCURRENT RESOLUTION NO. 173—
BY REPRESENTATIVE BARROW AND SENATOR BROOME
A CONCURRENT RESOLUTION

To commend Mrs. Connecticut Todd for her outstanding achievements and for her steadfast dedication to foster parenting.

HOUSE CONCURRENT RESOLUTION NO. 174—
BY REPRESENTATIVE BADON
A CONCURRENT RESOLUTION

To commend and congratulate Paul John Tagliabue on his retirement after sixteen years of service as commissioner of the National Football League.

HOUSE CONCURRENT RESOLUTION NO. 175—
BY REPRESENTATIVE LABRUZZO
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to make the widening of Interstate 10 from New Orleans, Louisiana, to Baton Rouge, Louisiana, a high priority project and to include funding for this project as part of the state's request for funding from the federal government to address critical infrastructure needs as a result of the devastation caused by Hurricanes Katrina and Rita during the 2005 hurricane season.

HOUSE CONCURRENT RESOLUTION NO. 176—
BY REPRESENTATIVE WALKER AND SENATOR HINES
A CONCURRENT RESOLUTION

To commend Earl J. Barbry, Sr., chairman of the Tunica-Biloxi Tribe of Louisiana, upon being honored as a 2006 Louisiana Legend by Friends of Louisiana Public Broadcasting and to recognize his singular achievements and contributions.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Fields	1 Day	B. Gautreaux	1 Day
Hollis	1 Day	Marionneau	1 Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Monday, May 15, 2006, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Monday, May 15, 2006.

GLENN A. KOEPP
Secretary of the Senate
GAYE F. HAMILTON
Journal Clerk